

MISSISSIPPI CODE

1972

ANNOTATED

ADOPTED AS THE OFFICIAL CODE OF THE
STATE OF MISSISSIPPI
BY THE
1972 SESSION OF THE LEGISLATURE

MISSISSIPPI LEGAL FORMS

2012 Cumulative Supplement

Compiled by
Watkins & Eager PLLC
Jackson, Mississippi

Ally Windsor Howell, Esq.
and
The Editorial Staff of LexisNexis



LexisNexis®

Place in the pocket of the bound volume and recycle the previous supplement

LexisNexis, the knowledge burst logo, and Michie are trademarks of Reed Elsevier Properties Inc., used under license. Matthew Bender is a registered trademark of Matthew Bender Properties Inc.

© 2012 by Matthew Bender & Company, Inc.,
a member of the LexisNexis Group.
All rights Reserved.

701 E. Water Street
Charlottesville, VA 22902-5389

5463623

ISBN 978-0-327-14951-4

TABLE OF CONTENTS

Chapter 1

CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Part 1. Articles of Incorporation and Bylaws.

- § 1-1. Articles of Incorporation — Nonprofit Corporation.
- § 1-2. Bylaws — Nonprofit Corporation.
- § 1-3. Bylaws — Profit Corporation.

Part 2. Directors and Shareholders.

- § 1-4. Minutes of Actions of Incorporator.
- § 1-5. Minutes of Actions of the Board of Directors (Taken Without a Meeting in Lieu of an Organizational Meeting).
- § 1-6. Minutes of the Board of Directors and Shareholders.
- § 1-7. Informal Action of the Board of Directors.
- § 1-8. Informal Action of the Shareholders.

Part 3. Mergers and Acquisitions.

- § 1-9. Articles of Merger.
- § 1-10. Agreement and Plan of Merger.
- § 1-11. Written Consent of the Shareholders and Directors.
- § 1-12. Survivor Corporation, Inc. — Resolutions of the Shareholders and Board of Directors.
- § 1-13. Letter of Intent.
- § 1-14. Stock Purchase Agreement.
- § 1-15. Bill of Sale.
- § 1-16. Stock Exchange Agreement.
- § 1-17. Asset Purchase Agreement.

Part 4. Changes and Dissolution.

- § 1-18. Plan of Complete Liquidation and Dissolution.

Part 5. Limited Liability Companies.

- § 1-19. Limited Liability Company Operating Agreement.
- § 1-20. Limited Liability Company Operating Agreement — Another Form.
- § 1-21. Limited Liability Company Operating Agreement — Another Form.
- § 1-22. Limited Liability Company Operating Agreement — Another Form.
- § 1-23. Professional Limited Liability Company Operating Agreement.

TABLE OF CONTENTS

Part 6. Secretary of State Corporate Forms.

- § 1-24. Articles of Incorporation — Form F0001.
- § 1-25. Application for Certificate of Authority — Form F0002.
- § 1-29. Articles of Correction — Form F0011.
- § 1-40.5. Application to Register or Renew Trade and Service Marks — Form 0023.
- § 1-40.6. Trade and Service Mark Assignment — Form F0024.
- § 1-42. Articles of Dissolution — Form F0028.
- § 1-49.7A. Fictitious Business Name Registration — Form F0070.
- § 1-49.7B. Fictitious Business Name Amendment — Form F0071.
- § 1-49.7C. Withdrawal of Fictitious Business Name — Form F0072.
- § 1-49.7D. Fictitious Business Name Assignment — Form F0073.
- § 1-49.8 Nonprofit Status Report — Form F0088.
- § 1-50. Application for Registration or Renewal of Athlete Agent — Form 0091.
- § 1-51. Mississippi LLC Certificate of Formation — Form 0100.
- § 1-54. Mississippi LLC Certificate of Dissolution — Form 0103.
- § 1-54.1A. Application for Reinstatement of LLC Following Administrative Dissolution — Form F0109.
- § 1-57. Application for Appointment of Registered Agent — Form F0120.
- § 1-61. Application for Registration of Foreign Limited Liability Company — Form F0200.
- § 1-63.1A. Application for Reinstatement of LLC Following Administrative Revocation — Form F0209.
- § 1-64. Application for Registration of Foreign Limited Partnership — Form F0300.
- § 1-68. Certificate of Correction (Amendment) of Foreign Limited Liability Partnership — Form 0401.
- § 1-69. Certificate of Cancellation of Foreign Limited Liability Partnership — Form 0403.
- § 1-71. Application for Registration of Foreign Limited Liability Partnership — Form 0410.
- § 1-74. Certificate of Correction (Amendment) of Domestic Limited Liability Partnership — Form 0501.
- § 1-75. Certificate of Cancellation of Domestic Limited Liability Partnership — Form 0503.
- § 1-76. Statement of Partnership Authority — Form 0700.
- § 1-77. Amendment to Partnership Authority — Form 0701.
- § 1-78. Statement of Cancellation — Form 0702.
- § 1-79. Statement of Denial for Partnership Authority — Form 0703.
- § 1-80. Statement of Dissociation for Partnership Authority — Form 0704.
- § 1-81. Statement of Dissolution for Partnership Authority — Form 0705.
- § 1-82. Statement of Qualification for Domestic Limited Liability Partnership — Form 0710.

TABLE OF CONTENTS

- § 1-83. Amendment to Qualification for Domestic Limited Liability Partnership — Form 0711.
- § 1-84. Statement of Cancellation for Domestic Limited Liability Partnership — Form 0712.
- § 1-85. Statement of Qualification for Foreign Limited Liability Partnership — Form 0720.
- § 1-86. Amendment to Qualification for Foreign Limited Liability Partnership — Form 0721.
- § 1-87. Statement of Cancellation for Foreign Limited Liability Partnership — Form 0722.
- § 1-88. Statement of Merger — Form 0730.
- §§ 1-89. through 1-94. Reserved.
- § 1-95. Polygraph Examiners Registration — Form P001.

Chapter 2

DEBT-FINANCING CONTRACTS AND INSTRUMENTS

- § 2-1. Security and Pledge Agreement.
- § 2-2. Security Agreement (Consumer Goods — Equipment — Farm Equipment — Motor Vehicles except when Inventory).
- § 2-3. Deed of Trust.
- § 2-4. Pledge and Security Agreement.
- § 2-5. Original Financing Statement — UCC1.
- § 2-5.1. Financing Statement Addendum — UCC1AD.
- § 2-5.2. Financing Statement (In Lieu).
- § 2-6. Original Financing Statement of Farm Products — UCC-1F.
- § 2-6.1. Financial Statement of Farm Products Addendum — UCC-1F Addendum.
- § 2-7. Continuation, Assignment, Release, Amendment, Term — UCC3.
- § 2-7.1. Financing Statement Amendment Addendum — UCC3AD.
- § 2-8. Continuation, Assignment, Release, Amendment, Term — UCC-3F.
- § 2-8A. National Correction Statement — UCC5.
- § 2-9. Information Request — UCC11.
- § 2-10. Miscellaneous UCC Information — UCC-E.
- § 2-11. Mississippi County Codes.
- § 2-12. Mississippi Farm Product Collateral Codes.

Chapter 3

FAMILY LAW

- § 3-1. Joint Petition for Divorce — Irreconcilable Differences.
- § 3-2. Financial Disclosure.
- § 3-3. Certificate of Compliance.
- § 3-4. Child Custody, Support and Property Settlement Agreement.
- § 3-5. Agreed Final Judgment of Divorce — Irreconcilable Differences.

TABLE OF CONTENTS

Chapter 4

GENERAL LITIGATION

Part 1. Miscellaneous Litigation Forms.

- § 4-1. Entry of Appearance.
- § 4-2. Conditional Assumption of Defense and Indemnification Letter.
- § 4-3. Subpoena Duces Tecum.
- § 4-4. Motion to Quash Subpoena.
- § 4-5. Notice of Hearing.
- § 4-6. Motion to Partially Quash Subpoena Duces Tecum and for Protective Order.
- § 4-7. Protective Order.
- § 4-8. Authorization for Release of Records.
- § 4-9. Notice of Deposition.
- § 4-10. Defendants' Notice of 30(b)(6) Deposition.
- § 4-11. Expert Designations by Defendants.
- § 4-11A. Motion to Dismiss Seller in Stream of Commerce from Product Liability Action.
- § 4-12. Full, Complete, and Final Settlement Release.
- § 4-13. Confidential Full, Final and Complete Release.
- § 4-14. Agreed Order of Dismissal with Prejudice.
- § 4-15. Petition for Approval of Third Party Settlement and Settlement of Workers' Compensation Claim.
- § 4-16. Order Approving Third Party Settlement and Settlement of Workers' Compensation Claim.
- § 4-17. Petition for Authority to Compromise Claim of Minor.
- § 4-18. Decree Authorizing Compromise of Claim of Minor.

Part 2. Mississippi Rules Of Civil Procedure Forms.

- § 4-19. Summons and Proof of Service — Rules of Civil Procedure Form 1A.
- § 4-20. Summons and Sheriff's Return — Rules of Civil Procedure Form 1AA.
- § 4-21. Notice and Acknowledgement for Service by Mail — Rules of Civil Procedure Form 1B.
- § 4-22. Summons by Publication — Rules of Civil Procedure Form 1C.
- § 4-23. Rule 81 Summons (Sheriff or Process Server) — Rules of Civil Procedure Form 1D.
- § 4-24. Rule 81 Summons (Summons by Publication) — Rules of Civil Procedure Form 1DD.
- § 4-25. Waiver of Process — Rules of Civil Procedure Form 1E.
- § 4-26. Complaint on a Promissory Note — Rules of Civil Procedure Form 2.
- § 4-27. Complaint on Covenant or Agreement — Rules of Civil Procedure Form 3.
- § 4-28. Complaint for Specific Performance — Rules of Civil Procedure Form 4.
- § 4-29. Complaint on an Open Account — Rules of Civil Procedure Form 5.

TABLE OF CONTENTS

- § 4-30. Complaint on Account Stated — Rules of Civil Procedure Form 6.
- § 4-31. Complaint for Goods Sold and Delivered — Rules of Civil Procedure Form 7.
- § 4-32. Complaint for Work and Labor Done — Rules of Civil Procedure Form 8.
- § 4-33. Complaint for Money Lent — Rules of Civil Procedure Form 9.
- § 4-34. Complaint for Money Paid by Mistake — Rules of Civil Procedure Form 10.
- § 4-35. Complaint for Money Had and Received — Rules of Civil Procedure Form 11.
- § 4-36. Complaint for Money Paid by Plaintiff for Defendant — Rules of Civil Procedure Form 12.
- § 4-37. Complaint on a Policy of Life Insurance — Rules of Civil Procedure Form 13.
- § 4-38. Complaint on a Policy of Fire Insurance — Rules of Civil Procedure Form 14.
- § 4-39. Complaint for Negligence or Wantonness — Rules of Civil Procedure Form 15.
- § 4-40. Complaint Assault and Battery — Rules of Civil Procedure Form 16.
- § 4-41. Complaint for False Imprisonment — Rules of Civil Procedure Form 17.
- § 4-42. Complaint for Malicious Prosecution — Rules of Civil Procedure Form 18.
- § 4-43. Complaint for Fraud — Rules of Civil Procedure Form 19.
- § 4-44. Complaint on a Warranty — Rules of Civil Procedure Form 20.
- § 4-45. Complaint for Conversion — Rules of Civil Procedure Form 21.
- § 4-46. Motion to Dismiss Pursuant to Rule 12(b) — Rules of Civil Procedure Form 22.
- § 4-47. Answer Presenting Defenses Under Rule 12(b) — Rules of Civil Procedure Form 23.
- § 4-48. Motion to Bring in Third-Party Defendant — Rules of Civil Procedure Form 24.
- § 4-49. Third-Party Complaint — Rules of Civil Procedure Form 25.
- § 4-50. Motion to Intervene as a Defendant Under Rule 24 — Rules of Civil Procedure Form 26.
- § 4-51. Motion to Drop Defendant or for Severance of Claims — Federal Rules of Civil Procedure Form 27.
- § 4-52. Motion by Defendant for Severance of Claims of Several Plaintiffs — Federal Rules of Civil Procedure Form 28.
- § 4-53. Motion by Plaintiff to Add Defendant — Federal Rules of Civil Procedure Form 29.
- § 4-54. Motion by Defendant to Bring in Additional Defendant — Federal Rules of Civil Procedure Form 30.
- § 4-55. Motion by Defendant to Add Additional Plaintiff — Federal Rules of Civil Procedure Form 31.
- § 4-56. Answer to Complaint Set Forth in Form 11 with Counter-Claim for Interpleader — Federal Rules of Civil Procedure Form 32.
- § 4-57. Plaintiff's Motion for Substitution — Deceased Party Defendant — Federal Rules of Civil Procedure Form 33.

TABLE OF CONTENTS

- § 4-58. Pre-Trial Order — Rules of Civil Procedure Form 34.
- § 4-59. Motion for Judgment Notwithstanding the Verdict, or in the Alternative, for New Trial — Rules of Civil Procedure Form 35.
- § 4-60. Application to Clerk for Entry of Default and Supporting Affidavit — Rules of Civil Procedure Form 36.
- § 4-61. Docket for Entry of Default — Rules of Civil Procedure Form 37.
- § 4-62. Default Judgment Entered by Court — Rules of Civil Procedure Form 38.

Part 3. Mississippi Rules of Appellate Procedure Forms.

- § 4-63. Notice of Appeal — Rules of Appellate Procedure Form 1.
- § 4-64. Designation of the Record — Rules of Appellate Procedure Form 2.
- § 4-65. Certificate of Compliance with Rule 11(b)(1) — Rules of Appellate Procedure Form 3
- § 4-66. Affidavit to Accompany Motion for Leave to Appeal in Forma Pauperis — Rules of Appellate Procedure Form 4.
- § 4-67. Appeal Bond to Supreme Court of Mississippi with Supersedeas — Rules of Appellate Procedure Form 5.
- § 4-68. List of Clerk's Papers — Rules of Appellate Procedure Form 6.

Part 4. United States District Court Forms.

- § 4-68A. Case Management Order — U.S. District Court Form 1
- § 4-69. Notice of Receipt of Original Deposition — U.S. District Court Form 2(a).
- § 4-70. Authorization for Release of Records — U.S. District Court Form 2(b).
- § 4-71. Notice of Service of Pre-trial Discovery Disclosure Information — U.S. District Court Form 2(c).
- § 4-72. Pre-Trial Order — U.S. District Court Form 3.
- § 4-73. Good Faith Certificate — U.S. District Court — U.S. District Court Form 4.
- § 4-74. Application For Enrollment In Court's Panel Of Neutrals — U.S. District Court — U.S. District Court Form 5.
- § 4-75. Application For Admission *Pro Hac Vice* — Form 6.
- § 4-76. Notice, Consent, and Reference of a Civil Action to a Magistrate Judge (AO85) — Form 7.
- § 4-76A. Notice, Consent, and Reference of a Dispositive Motion to a Magistrate Judge (AO85A).

Chapter 5

REAL PROPERTY

- § 5-1. Warranty Deed.
- § 5-2. Special Warranty Deed.
- § 5-3. Quitclaim Deed.
- § 5-4. Deed of Executor/Executrix.
- § 5-5. Deed of Guardian.
- § 5-6. Mineral Right and Royalty Transfer Deed.

TABLE OF CONTENTS

- § 5-7. Timber Deed.
- § 5-8. Quitclaim Cemetery Deed.
- § 5-9. Authority to Cancel Deed of Trust.
- § 5-10. Partial Release of Property.
- § 5-11. Boundary Agreement.
- § 5-13. Easement for Ingress and Egress.
- § 5-14. Water Line Easement.
- § 5-15. Sewer Line Easement.
- § 5-16. Easement and Deed of Conveyance of Water and Sewer System.
- § 5-17. Utility Easement.
- § 5-19. Lease.

Chapter 6

WILLS AND ESTATE ADMINISTRATION

- § 6-1. Last Will and Testament.
- § 6-2. Proof of Will.
- § 6-3. Last Will and Testament — Another Form.
- § 6-4. Last Will and Testament — Another Form.
- § 6-5. Administratrix's Petition to Determine Heirs And Joint Petition by Guardian to Approve Settlement of Doubtful Claims of Estate and of Minors.
- § 6-6. Decree Determining Heirs and Authorizing Administratrix and Guardians to Settle Doubtful Claims of Estate and of Minors.
- § 6-8. Waiver of Process.
- § 6-9. Receipt for Decree Restricting Withdrawal.
- § 6-10. Acknowledgment of Receipt.

Chapter 7

MISCELLANEOUS LEGAL FORMS

- § 7-1. Limited Power of Attorney.
- § 7-2. General Durable Power of Attorney.
- § 7-3. Mississippi Acknowledgment Form § 89-3-7 (natural persons acting in their own right).
- § 7-4. Mississippi Acknowledgment Form § 89-3-7 (corporations).
- § 7-5. Mississippi Acknowledgment Form § 89-3-7 (a corporate general partner of a limited partnership).
- § 7-6. Mississippi Acknowledgment Form § 89-3-7 (individual signing for the partnership).
- § 7-7. Mississippi Acknowledgment Form § 89-3-7 (a corporate member of a member-managed limited liability company).
- § 7-8. Mississippi Acknowledgment Form § 89-3-7 (a corporate manager of a manager-managed limited liability company).

TABLE OF CONTENTS

- § 7-9. Mississippi Acknowledgment Form § 89-3-7 (persons acting in representative capacities).
- § 7-10. Mississippi Acknowledgment Form § 89-3-7 (proof of execution of the instrument made by a subscribing witness).

Chapter 1

CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS

Part 1. Articles of Incorporation and Bylaws.

- § 1-1. Articles of Incorporation — Nonprofit Corporation.
- § 1-2. Bylaws — Nonprofit Corporation.
- § 1-3. Bylaws — Profit Corporation.

Part 2. Directors and Shareholders.

- § 1-4. Minutes of Actions of Incorporator.
- § 1-5. Minutes of Actions of the Board of Directors (Taken Without a Meeting in Lieu of an Organizational Meeting).
- § 1-6. Minutes of the Board of Directors and Shareholders.
- § 1-7. Informal Action of the Board of Directors.
- § 1-8. Informal Action of the Shareholders.

Part 3. Mergers and Acquisitions.

- § 1-9. Articles of Merger.
- § 1-10. Agreement and Plan of Merger.
- § 1-11. Written Consent of the Shareholders and Directors.
- § 1-12. Survivor Corporation, Inc. — Resolutions of the Shareholders and Board of Directors.
- § 1-13. Letter of Intent.
- § 1-14. Stock Purchase Agreement.
- § 1-15. Bill of Sale.
- § 1-16. Stock Exchange Agreement.
- § 1-17. Asset Purchase Agreement.

Part 4. Changes and Dissolution.

- § 1-18. Plan of Complete Liquidation and Dissolution.

Part 5. Limited Liability Companies.

- § 1-19. Limited Liability Company Operating Agreement.
- § 1-20. Limited Liability Company Operating Agreement — Another Form.
- § 1-21. Limited Liability Company Operating Agreement — Another Form.
- § 1-22. Limited Liability Company Operating Agreement — Another Form.
- § 1-23. Professional Limited Liability Company Operating Agreement.

Part 6. Secretary of State Corporate Forms.

- § 1-24. Articles of Incorporation — Form F0001.
- § 1-25. Application for Certificate of Authority — Form F0002.
- § 1-29. Articles of Correction — Form F0011.
- § 1-40.5. Application to Register or Renew Trade and Service Marks — Form 0023.
- § 1-40.6. Trade and Service Mark Assignment — Form F0024.
- § 1-42. Articles of Dissolution — Form F0028.
- § 1-49.7A. Fictitious Business Name Registration — Form F0070.
- § 1-49.7B. Fictitious Business Name Amendment — Form F0071.
- § 1-49.7C. Withdrawal of Fictitious Business Name — Form F0072.
- § 1-49.7D. Fictitious Business Name Assignment — Form F0073.
- § 1-49.8. Nonprofit Status Report — Form 0088.
- § 1-50. Application for Registration or Renewal of Athlete Agent — Form 0091.
- § 1-51. Mississippi LLC Certificate of Formation — Form 0100.
- § 1-54. Mississippi LLC Certificate of Dissolution — Form 0103.

MISSISSIPPI LEGAL FORMS

- § 1-54.1A. Application for Reinstatement of LLC Following Administrative Dissolution — Form F0109.
- § 1-57. Application for Appointment of Registered Agent — Form F0120.
- § 1-61. Application for Registration of Foreign Limited Liability Company — Form F0200.
- § 1-63.1A. Application for Reinstatement of LLC Following Administrative Revocation — Form F0209.
- § 1-64. Application for Registration of Foreign Limited Partnership — Form F0300.
- § 1-68. Certificate of Correction (Amendment) of Foreign Limited Liability Partnership — Form 0401.
- § 1-69. Certificate of Cancellation of Foreign Limited Liability Partnership — Form 0403.
- § 1-71. Application for Registration of Foreign Limited Liability Partnership — Form 0410.
- § 1-74. Certificate of Correction (Amendment) of Domestic Limited Liability Partnership — Form 0501.
- § 1-75. Certificate of Cancellation of Domestic Limited Liability Partnership — Form 0503.
- § 1-76. Statement of Partnership Authority — Form 0700.
- § 1-77. Amendment to Partnership Authority — Form 0701.
- § 1-78. Statement of Cancellation — Form 0702.
- § 1-79. Statement of Denial for Partnership Authority — Form 0703.
- § 1-80. Statement of Dissociation for Partnership Authority — Form 0704.
- § 1-81. Statement of Dissolution for Partnership Authority — Form 0705.
- § 1-82. Statement of Qualification for Domestic Limited Liability Partnership — Form 0710.
- § 1-83. Amendment to Qualification for Domestic Limited Liability Partnership — Form 0711.
- § 1-84. Statement of Cancellation for Domestic Limited Liability Partnership — Form 0712.
- § 1-85. Statement of Qualification for Foreign Limited Liability Partnership — Form 0720.
- § 1-86. Amendment to Qualification for Foreign Limited Liability Partnership — Form 0721.
- § 1-87. Statement of Cancellation for Foreign Limited Liability Partnership — Form 0722.
- § 1-88. Statement of Merger — Form 0730.
- §§ 1-89. through 1-94. Reserved.
- § 1-95. Polygraph Examiners Registration — Form P001.

MISSISSIPPI LEGAL FORMS**Corporations, Associations and Partnerships****Part 1. Articles of Incorporation and Bylaws.****§ 1-1. Articles of Incorporation — Nonprofit Corporation.**

ANNOTATIONS

Miss. Code Ann. § 79-11-137

Miss. Code Ann. § 79-4-2.02

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 22:8 – 22:18 (2001)

15 Am.Jur.2d *Charities* §§ 172, 177, 178

18 Am.Jur.2d *Corporations* § 33

18A Am.Jur.2d *Corporations* §§ 184, 194, 201, 203

4 Am.Jur. Legal Forms 2d *Charities* §§ 55:144, 55:145

6 Am.Jur. Legal Forms 2d *Corporations* §§ 74:804 et seq.

14 C.J.S. *Charities* § 68

§ 1-2. Bylaws — Nonprofit Corporation.

ANNOTATIONS

Miss. Code Ann. § 79-11-145

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 22:28 - 22:33 (2001)

2A Am.Jur. Legal Forms 2d *Associations and Clubs* §§ 27:55, 27:61 et seq.

18 C.J.S. *Corporations* §§ 111 et seq.

§ 1-3. Bylaws — Profit Corporation.

ANNOTATIONS

Miss. Code Ann. § 79-4-2.06

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 22:28 – 22:33 (2001)

Kate Margolis, *Binding Shareholder Bylaw Amendments: An Antidote for the Poison Pill?*, 67 Miss. L.J. 817

James L. Robertson, *The Law Of Corporate Governance: Coming Of Age In Mississippi?*, 65 Miss. L.J. 477

18A Am.Jur.2d *Corporations* §§ 310, et seq.

6 Am.Jur. Legal Forms 2d *Corporations* §§ 74:782 – 74:784, 74:941 et seq.
18 C.J.S. *Corporations* §§ 179 et seq.

Part 2. Directors and Shareholders.**§ 1-4. Minutes of Actions of Incorporator.**

ANNOTATIONS

Miss. Code Ann. § 79-4-2.05

18A Am.Jur.2d *Corporations* § 217 et seq.

19 C.J.S. *Corporations* § 748

§ 1-5. Minutes of Actions of the Board of Directors (Taken Without a Meeting in Lieu of an Organizational Meeting).

ANNOTATIONS

Miss. Code Ann. § 79-4-2.02, § 79-11-143

18 Am.Jur.2d *Corporations* §§ 73 et seq.

6 Am.Jur. Legal Forms 2d *Corporations* §§ 74:121 et seq., 74:191 et seq., 74:631 et seq., 74:1224 et seq., §§ 74:1266 et seq., 74:984, 74:1001 – 74:1004, 74:1021

18A Am.Jur.2d *Corporations* §§ 184, 322, 689, 734, 931, 939

18 C.J.S. *Corporations* §§ 69 et seq.

§ 1-6. Minutes of the Board of Directors and Shareholders.

ANNOTATIONS

Miss. Code Ann. § 79-4-7.04, § 79-4-8.21

18B Am.Jur.2d *Corporations* §§ 950, 1446-1450

6 Am.Jur. Legal Forms 2d *Corporations* §§ 74:1073, 74:1077, 74:1078

19 C.J.S. *Corporations* §§ 539, 745

§ 1-7. Informal Action of the Board of Directors.

ANNOTATIONS

Miss. Code Ann. § 79-4-8.21

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 22:121 – 22:130 (2001)

18B Am.Jur.2d *Corporations* § 950, 1446-1450

6 Am.Jur. Legal Forms 2d *Corporations* §§ 74:1073; 74:1077, 74:1078

19 C.J.S. *Corporations* §§ 539, 745

§ 1-8. Informal Action of the Shareholders.

ANNOTATIONS

Miss. Code Ann. § 79-4-7.04

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 22:85 – 22:120 (2001)

18A Am.Jur.2d *Corporations* § 950

18 C.J.S. *Corporations* § 539

Part 3. Mergers and Acquisitions.

§ 1-9. Articles of Merger.

ANNOTATIONS

Miss. Code Ann. § 79-4-11.06

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 22:185 – 22:207 (2001)

19 Am.Jur.2d *Corporations* § 2620

6A Am.Jur. Legal Forms 2d *Corporations* §§ 74:1970, 74:2201, 74:2202, 74:2293 – 74:2295

19 C.J.S. *Corporations* §§ 792 et seq.

§ 1-10. Agreement and Plan of Merger.

The Agreement and Plan of Merger, Article II, Cancellation of Stock, needs to be renamed Article II, Cancellation and Conversion of Stock, and needs to have the following added to it: [These are required by 2004 Acts of Miss., Chapter 495, § 9, which amended Miss. Code Ann. § 79-4-11.02.]

Section 2.2. Conversion of Stock. Each share of FOREIGNCO shall be exchanged for ____ share(s) of the stock of SURVIVOR.

The Agreement and Plan of Merger, Article III, Charter Documents; Directors and Officers, needs to have the following added to it: [These are required by 2004 Acts of Miss., Chapter 353, § 7, and Chapter 495, § 9, which amended Miss. Code Ann. § 79-4-11.02.]

Section 3.1. Articles of Incorporation. [1st Alternative section]

Attached hereto and made a part hereof by reference, are true and correct copies of the Articles of Incorporation of any corporation, or the organizational documents of any other entity to be created by the merger.

Section 3.1. Articles of Incorporation. [2nd Alternative section]

Attached hereto and made a part hereof by reference, are true and correct copies of all amendments to the SURVIVOR's Articles of Incorporation, or organizational documents.

ANNOTATIONS

Miss. Code Ann. § 79-4-11.02, § 79-11-319

J. Jackson & M. Miller, *Encyclopedia of Mississippi Law*, §§ 22:185 – 22:207 (2001)

Samuel C. Thompson, Jr., Change of Control Board: Federal Preemption of the Law Governing a Target's Directors, 70 Miss. L.J. 35

Brian C. Smith, Changing the Deal: How Omnicare v. NCS Healthcare Threatens to Fundamentally Alter the Merger Industry, 73 Miss. L.J. 983

19 Am.Jur.2d *Corporations* § 2608 et seq.

6A Am.Jur. Legal Forms 2d *Corporations* §§ 74:2191 et seq.

7A Am.Jur. Pl. & Pr. Forms (Rev.) *Corporations Forms* 401 et seq.

20 Am.Jur. Proof of Facts 2d, 609 De Facto Merger of Two Corporations

19 C.J.S. *Corporations* § 1617 et seq.

§ 1-11. Written Consent of the Shareholders and Directors.

ANNOTATIONS

Miss. Code Ann. § 79-4-7.04, § 79-4-8.21

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 22:85 – 22:120 (2001)

18A Am.Jur.2d *Corporations* § 950

18B Am.Jur.2d *Corporations* §§ 1446-1450

6 Am.Jur. Legal Forms 2d *Corporations* §§ 74:1073, 74:1077, 74:1078

18 C.J.S. *Corporations* § 539

19 C.J.S. *Corporations* § 745

§ 1-12. Survivor Corporation, Inc. — Resolutions of the Shareholders and Board of Directors.

ANNOTATIONS

Miss. Code Ann. § 79-4-11.04

19 Am.Jur.2d *Corporations* §§ 2612, 2617, 2618

19 C.J.S. *Corporations* § 794

§ 1-13. Letter of Intent.

ANNOTATIONS

Miss. Code Ann. § 79-4-12.02

18B Am.Jur.2d *Corporations* § 2083

19 C.J.S. *Corporations* § 798

§ 1-14. Stock Purchase Agreement.

ANNOTATIONS

Miss. Code Ann. § 79-4-6.20 through 79-4-6.28

Kate Margolis, Binding Shareholder Bylaw Amendments: An Antidote for the Poison Pill?, 67 Miss. L.J. 817

18A Am.Jur.2d *Corporations* § 749

19 C.J.S. *Corporations* § 804

§ 1-15. Bill of Sale.

ANNOTATIONS

67 Am.Jur.2d *Sales* § 108

77A C.J.S. *Sales* § 153

§ 1-16. Stock Exchange Agreement.

ANNOTATIONS

Section 351 of the Internal Revenue Code, 26 U.S.C. § 351.

18A Am.Jur.2d *Corporations* §§ 681-727

47A C.J.S. *Internal Revenue* § 329, § 333, § 348, § 358

§ 1-17. Asset Purchase Agreement.

ANNOTATIONS

Miss. Code Ann. § 79-4-12.02

18B Am.Jur.2d *Corporations* § 2083

19 C.J.S. *Corporations* § 798

Part 4. Changes and Dissolution.

§ 1-18. Plan of Complete Liquidation and Dissolution.

ANNOTATIONS

Miss. Code Ann. §§ 79-4-14.01 et seq.

19 Am.Jur.2d *Corporations* §§ 2733, 2920

19 C.J.S. *Corporations* §§ 811-882

Part 5. Limited Liability Companies.**§ 1-19. Limited Liability Company Operating Agreement.**

ANNOTATIONS

Miss. Code Ann. § 79-29-306

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 70:69 (2001)

James A. McCullough, II and L. Bradley Dillard, *The Mississippi Limited Liability Company: A New Choice for Mississippi*, 64 Miss. L.J. 117

Jeffrey A. Mannisto, *Mississippi Limited Liability Companies: Potential Exposure Under Federal and State Securities Laws*, 64 Miss. L.J. 173

Construction And Application Of Limited Liability Company Acts, 79 A.L.R.5th 689

59A Am.Jur.2d *Partnership* §§ 1279-1291

68 C.J.S. *Partnership* §§ 402-441

§ 1-20. Limited Liability Company Operating Agreement — Another Form.

ANNOTATIONS

Miss. Code Ann. § 79-29-306

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 70:69 (2001)

James A. McCullough, II and L. Bradley Dillard, *The Mississippi Limited Liability Company: A New Choice for Mississippi*, 64 Miss. L.J. 117

Jeffrey A. Mannisto, *Mississippi Limited Liability Companies: Potential Exposure Under Federal and State Securities Laws*, 64 Miss. L.J. 173

Construction And Application Of Limited Liability Company Acts, 79 A.L.R.5th 689

59A Am.Jur.2d *Partnership* §§ 1279-1291

68 C.J.S. *Partnership* §§ 402-441

§ 1-21. Limited Liability Company Operating Agreement — Another Form.

ANNOTATIONS

Miss. Code Ann. § 79-29-306

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 70:69 (2001)

James A. McCullough, II and L. Bradley Dillard, *The Mississippi Limited Liability Company: A New Choice for Mississippi*, 64 Miss. L.J. 117

Jeffrey A. Mannisto, *Mississippi Limited Liability Companies: Potential Exposure Under Federal and State Securities Laws*, 64 Miss. L.J. 173

Construction And Application Of Limited Liability Company Acts, 79 A.L.R.5th 689

59A Am.Jur.2d *Partnership* §§ 1279-1291

68 C.J.S. *Partnership* §§ 402-441

§ 1-22. Limited Liability Company Operating Agreement — Another Form.

ANNOTATIONS

Miss. Code Ann. § 79-29-306

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 70:69 (2001)

James A. McCullough, II and L. Bradley Dillard, *The Mississippi Limited Liability Company: A New Choice for Mississippi*, 64 Miss. L.J. 117

Jeffrey A. Mannisto, *Mississippi Limited Liability Companies: Potential Exposure Under Federal and State Securities Laws*, 64 Miss. L.J. 173

Construction And Application Of Limited Liability Company Acts, 79 A.L.R.5th 689

59A Am.Jur.2d *Partnership* §§ 1279-1291

68 C.J.S. *Partnership* §§ 402-441

§ 1-23. Professional Limited Liability Company Operating Agreement.

ANNOTATIONS

Miss. Code Ann. § 79-29-306, § 79-29-901

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW* § 49:47 (2001)

James A. McCullough, II and L. Bradley Dillard, *The Mississippi Limited Liability Company: A New Choice for Mississippi*, 64 Miss. L.J. 117

Jeffrey A. Mannisto, *Mississippi Limited Liability Companies: Potential Exposure Under Federal and State Securities Laws*, 64 Miss. L.J. 173

Construction And Application Of Limited Liability Company Acts, 79 A.L.R.5th 689

18 Am.Jur.2d *Corporations* § 1 et seq.

18 C.J.S. *Corporations* § 1 et seq.

Part 6. Secretary of State Corporate Forms.**§ 1-24. Articles of Incorporation — Form F0001.**

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



DELBERT HOSEMANN
Secretary of State

Articles of Incorporation

11 F0001

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020 (601)359-1633

1. Type of corporation: Profit ☐ Nonprofit ☐ Email: _____

2. Name of the corporation:

3. The future effective date is
(complete if applicable) _____

4. **FOR NONPROFITS ONLY:** The period of duration is years or ☐ perpetual

The initial planned nonprofit activity

5. **FOR PROFITS ONLY:** The number (and classes) if any of shares the corporation is authorized to issue is/are as follows:

Classes	Number of shares authorized	If more than (1) class of shares is Authorized, the preferences, limitations and Relative rights of each class are as follows:
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	

FOR ALL:

6. Name and street address of the Registered Agent and office:

Name: _____

Physical address: _____

P.O. Box (if one): _____

City, State, Zip: _____

Please make the \$50 check for the filing fee payable to the MISSISSIPPI SECRETARY OF STATE. Mail the completed form with payment to SECRETARY OF STATE, PO BOX 1020, JACKSON, MS 39215-1020. For assistance contact a customer service representative at (601) 359-1633 or visit our website at www.sos.ms.gov for forms and instructions.



Page 2 of 2

DELBERT ROSEMAN
Secretary of State

11 F0001

Articles of Incorporation

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020 (601)359-1633

7. The name and complete address of each incorporator:

Name:	
Street:	
City, State, Zip:	
Name:	
Street:	
City, State, Zip:	
Name:	
Street:	
City, State, Zip:	
Name:	
Street:	
City, State, Zip:	

8. Other provisions: ☐ see attached

9. Incorporators' signatures (please keep writing within blocks):

Please make the \$50 check for the filing fee payable to the MISSISSIPPI SECRETARY OF STATE. Mail the completed form with payment to SECRETARY OF STATE, PO BOX 1020, JACKSON, MS 39215-1020. For assistance contact a customer service representative at (601) 359-1633 or visit our website at www.sos.ms.gov for forms and instructions.

§ 1-25. Application for Certificate of Authority — Form F0002.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0002 - Page 1 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Application for Certificate of Authority

The undersigned corporation, pursuant to Section 79-4-15.03 (if a profit corporation) or Section 79-11-367 (if a nonprofit corporation) of the Mississippi Code of 1972, hereby executes the following document and sets forth:

1. Type of Corporation

Business Email Address _____

⇒ ☐ Profit☐ Nonprofit

2. Name of the Corporation

⇒ 3. The future effective date is
(Complete if applicable)

4. Its state or country of incorporation is

⇒

5. Street Address of the corporation's principal office

⇒

⇒ City, State, ZIP5, ZIP4

6. Date of incorporation

Period of duration

7. Name, Street and Mailing Address of the Registered Agent in Mississippi and Registered Office are

⇒ Name

⇒ Physical Address

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4

MS

11 F0002 - Page 2 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633
Application for Certificate of Authority

8. Officers

Name

Title



Business Address



City, State, ZIP5, ZIP4

Name

Title



Business Address



City, State, ZIP5, ZIP4

Name

Title



Business Address



City, State, ZIP5, ZIP4

9. Directors

Name

Title



Business Address



City, State, ZIP5, ZIP4

Name

Title

11 F0002 - Page 3 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Application for Certificate of Authority

⇒		
---	--	--

⇒	Business Address	
---	------------------	--

⇒	City, State, ZIP5, ZIP4			
---	-------------------------	--	--	--

Name

Title

⇒		
---	--	--

⇒	Business Address	
---	------------------	--

⇒	City, State, ZIP5, ZIP4			
---	-------------------------	--	--	--

10. FOR NONPROFIT ONLY (Check appropriate box)

The corporation

☐

has members

☐

has no members.

11. Name elected to use in Mississippi is

⇒	
---	--

By: Signature

(Please keep writing within blocks)

Name

Printed

Title

§ 1-29. Articles of Correction — Form F0011.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0011 - Page 1 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Articles of Correction

The undersigned, pursuant to Section 79-4-1.24 (if a profit corporation) or Section 79-11-113 (if a nonprofit corporation) of the Mississippi Code of 1972, hereby executes the following document and sets forth:

1. Type of Corporation

Business Email Address _____



Profit



Nonprofit

2. Name of the Corporation



3. Mark the appropriate box



The document to be corrected is

which became effective on

(date)



A copy of the document to be corrected is attached

4. The aforementioned articles contain the following incorrect statement









EITHER

5a. The reason such statement is incorrect is









OR

5b. The manner in which the execution of such document was defective was

⇒

⇒

⇒

⇒

6. The correction is as follows

⇒

⇒

⇒

⇒

⇒

This certificate of correction shall become effective on the

day of

AD.

(year)

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-40.5. Application to Register or Renew Trade and Service Marks — Form 0023.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0023—Page 1 of 4

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P. O. BOX 136, JACKSON, MS 39205-0136
601-359-1633
Application to Register or Renew Trade and Service Marks

Please refer to on-line instructions while completing this form.

1. Please indicate below the type of registration desired (See instructions for definitions)

☐ Trademark

☐ Original

Mississippi Registration Number

☐ Service Mark

☐ Renewal

For Renewals Only

2. Name of owner (person, corporation or other entity) applying for registration

3. Business address of applicant

Telephone (area code first)

Mailing Address

City

State

ZIP Code

Business Email Address: _____

4. Applicant is a(n)

☐ Corporation

☐ Individual

☐ Partnership

☐ Limited Partnership

☐ Limited Liability Company

☐ Limited Liability Partnership

☐ Other

State or country of owner

For Foreign Corporation, Partnership, Limited Liability Company, Limited Liability Partnership or Other

5. If partnership or other entity, list names and business addresses of general partners, owners and/or managers:

Name and address

Title

Name and address

Title

Name and address

Title

F0023—Page 2 of 4

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P. O. BOX 136, JACKSON, MS 39205-0136
601-359-1333

Application to Register or Renew Trade and Service Marks

6. The goods or services with which the mark is used are:

7. Classification (Use two digit classification number from instructions.)
-
- (Submit a separate application and fee for each classification requested.)

8. State how the mark is being used.

9. Date mark was first used
- anywhere
- :

MM/DD/YYYY

First used in Mississippi:

MM/DD/YYYY

10. Has the applicant (or predecessor in interest) filed an application to register in the U. S. Patent and Trademark Office covering an area including this state?

☐ Yes☐ No

If yes, please provide:

Serial Number

Filing

Application Status

Application Refused?

☐ Yes☐ No

Reasons:

F0023—Page 3 of 4

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P. O. BOX 136, JACKSON, MS 39205-0136
601-359-1333

Application to Register or Renew Trade and Service Marks

11. Describe in detail, using words, the mark as you want it registered.

12. Attach three 3 specimens or facsimiles of the mark in use.

13. Consent (if applicable). SEE INSTRUCTIONS. If another person or company currently owns this mark, give name and address of owner of existing mark and attach hereto letter of consent.

14. I, the owner of the mark, a member of the firm or an officer of the corporation or association applying, attest that the mark is in use, and that to my knowledge, no other person has registered, either Federally or in this state, or has the right to use such mark, except as provided for in item 13 above, either in the identical form or in such near resemblance thereto as to be like, when applied to the goods or services of such person to cause confusion, or cause mistake or to deceive.

Name and Title (Please print name.)

Signature (Please keep writing within block.)

F0023—Page 4 of 4

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P. O. BOX 136, JACKSON, MS 39205-0136
601-359-1333

Application to Register or Renew Trade and Service Marks

ACKNOWLEDGMENT

State of

County of

I,

being first duly sworn, depose and say that I am

of

Title

Company/Applicant

the applicant herein, and that I make this affidavit and verification subject to the perjury laws on

the behalf of

and have the authority to make this

Company/Applicant

affidavit and I have read the above and foregoing application and know the contents thereof, and the facts set herein are true.

I, further depose and say that the three specimens filed herein are true and correct.

Signature of Applicant

Sworn to and subscribed before me this

day of

,

Notary

Seal

Notary

Signature



My commission expires

F0023

§ 1-40.6 Trade and Service Mark Assignment — Form F0024.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0024 - Page 1 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633
Trade and Service Mark Assignment

1. Registration number

2. The mark to be assigned is

3. ASSIGNOR:
Name

Indicate if Assignor is a corporation or other entity and the State of incorporation or organization: ☐ Incorporated State

☐ Organized State

4. ASSIGNEE:
Name

Indicate if Assignee is a corporation or other entity and the State of incorporation or organization: ☐ Incorporated State

☐ Organized State

Address

City, State, ZIP5, ZIP4 -

5. All right, title and interest in and to said mark, together with the good will of business in which the mark is used (or that part of the good will of the business connected with the use of the mark) is hereby assigned by (the Assignor) to (the Assignee).

F0024 - Page 2 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633
Trade and Service Mark Assignment

By: Signature of Assignor	<div></div>	(Please keep writing within blocks)
Printed Name	<div></div>	Title <div></div>
By: Signature of Assignee	<div></div>	(Please keep writing within blocks)
Printed Name	<div></div>	Title <div></div>

ACKNOWLEDGMENT

⇒ State of	<div></div>
⇒ County of	<div></div>
⇒ Sworn to and subscribed before me this	<div></div> day of <div></div> , <div></div>
Notary Seal	<div></div>
Notary Signature	<div></div>
⇒ My commission expires	<div></div>

INSTRUCTIONS: The above assignment must be signed by both the Assignor and the Assignee. If either is a corporation or other entity, the name of the corporation or entity is to be inserted as Assignor or Assignee with the signature of the proper authorities. Please enclose Filing Fee of \$50.00 made payable to the Mississippi Secretary of State and mail it to P.O. Box 136 Jackson, Mississippi 39205-0136.

§ 1-42. Articles of Dissolution — Form F0028.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0028 - Page 1 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Articles of Dissolution
Nonprofit Corporation

The undersigned corporation pursuant to Section 79-11-337 of the Mississippi Code of 1972, hereby executes the following document and sets forth:

1. Name of Corporation Business email address _____

⇒

2. The future effective date is
(Complete if applicable)

3. The dissolution was authorized on

⇒

Date

⇒

The dissolution was approved by a sufficient vote of the members

OR

⇒

Approval of dissolution was not required by the members and dissolution was approved by sufficient vote

⇒

of the board of directors

incorporators. (Mark the appropriate boxes)

4. If approval by members was required,

(a) the designation, number of memberships outstanding, number of votes entitled to be cast by each class entitled to vote separately on dissolution and number of votes of each class indisputably voting on dissolution were

Designation

No. of outstanding
memberships

No. of votes entitled
to be cast

No. of votes indisputably
voted on dissolution

⇒

⇒

⇒

F0028 - Page 2 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Articles of Dissolution
Nonprofit Corporation

(b) EITHER

(i) the total number of votes cast for and against dissolution by each class entitled to vote separately on dissolution was

Voting class	Votes FOR dissolution	Votes AGAINST dissolution
↓		
↓		
↓		

OR

(ii) the total number of undisputed votes cast for dissolution by each class was

Voting class	Total no. of undisputed votes cast FOR dissolution
↓	
↓	
↓	

and the number of votes cast for dissolution by each voting class was sufficient for approval by that class.

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-49.7A. Fictitious Business Name Registration

This form, instructions for completing the form, and information about filing fees, can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136, toll-free (800) 256-3494, or on their website: <http://www.sos.ms.gov>.

Mississippi Secretary of State
Fictitious Business Name Registration
Miss Code Ann. §25-93-1 et seq.

FOR OFFICE USE ONLY

11 F0070

Original Application ☐ or Renewal ☐

Applicant's Legal Name (corporate, LLC, partnership, individual etc.):

Applicant's address:

MS business ID number (if any):

Business email:

State of Organization:

Non-Mississippi businesses must indicate name of state or nation of organization and attach a copy of the business's certificate of authority to transact business in Mississippi:

The applicant is a foreign entity:

☐ No ☐ Yes; Certificate of authority is attached with this application.

Fictitious/Business Name:

Street address(es) of business using name:

NAICS Code / Nature of Business:

The Applicant, through its undersigned authorized representative, is familiar with the provisions of Mississippi Code Annotated §25-93-1 et seq. and understands that filing this form creates no exclusive rights in or to the fictitious/business name which is the subject of this application. Signed this day of 20.

Signature

Printed Name

Title

Make Check for \$25.00 payable to SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 136, JACKSON, MS 39205-0136. For assistance contact a customer service representative at (800) 256-3494. Visit our website at www.sos.ms.gov for forms and instructions.

F0070 7/1/2010

§ 1-49.7B. Fictitious Business Name Amendment

This form, instructions for completing the form, and information about filing fees, can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136, toll-free (800) 256-3494, or on their website: <http://www.sos.ms.gov>.

11 F0071

Mississippi Secretary of State
P.O. Box 136, Jackson, MS 39205-0136
Fictitious Business Name Amendment
Miss. Code Ann. § 25-93-1 et seq.

FOR OFFICE USE ONLY

Legal Name (corporate , LLC, partnership, individual etc.):

Address:

MS business ID number (if any): Business email:

Current Registered Business Name:

Street address(es) of business using name:

Amended Business Name:

NAICS Code / Nature of Business:

The Applicant, through its undersigned authorized representative, is familiar with the provisions of Mississippi Code Annotated §25-93-1 et seq. and understands that filing this form creates no exclusive rights in or to the fictitious/Business name which is the subject of this application. Signed this day of , 20.

Signature

Printed Name

Title

Make Check for \$25.00 payable to SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 136, JACKSON, MS 39205-0136. For assistance contact a customer service representative at (800) 256-3494. Visit our website at www.sos.ms.gov for forms and instructions.

F0071 7/1/2010

§ 1-49.7C. Withdrawal of Fictitious Business Name

This form, instructions for completing the form, and information about filing fees, can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136, toll-free (800) 256-3494, or on their website: <http://www.sos.ms.gov>.

11 F0072

Mississippi Secretary of State
P.O. Box 136, Jackson, MS 39205-0136
Withdrawal of Fictitious Business Name
Miss. Code Ann. § 25-93-1 et seq.

FOR OFFICE USE ONLY

Legal Name (corporate, LLC, partnership, individual etc.):

Address:

MS business ID number (if any):

Fictitious business name currently in use:

Street address(es) of business using name:

Future effective date of withdrawal of fictitious business name registration (if applicable):

The entity making this withdrawal of fictitious business name registration, through its undersigned authorized representative, states that it is withdrawing its use of the fictitious business name(s) listed above and will no longer transact business in the State of Mississippi under that fictitious business name. The entity also acknowledges that its fictitious business name registration will no longer be effective upon filing of this statement of withdrawal or upon the future date as noted on this form.

Signed this day of , 20 .

Signature

Printed Name

Title

Make Check for \$25.00 payable to SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 136, JACKSON, MS 39205-0136. For assistance contact a customer service representative at (800) 256-3494. Visit our website at www.sos.ms.gov for forms and instructions.

F0072 7/1/2010

§ 1-49.7D. Fictitious Business Name Assignment.

This form, instructions for completing the form, and information about filing fees, can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136, toll-free (800) 256-3494, or on their website: <http://www.sos.ms.gov>.

FOR OFFICE USE ONLY

11 F0073

Mississippi Secretary of State
P. O. Box 136, Jackson, MS 39205-0136
Fictitious Business Name Assignment
Miss Code Ann. §25-93-1 et seq.

The name to be assigned is:

Assignor Name:

Assignee Name:

Address:

City, State, ZIP 5, ZIP 4

Assignee MS business ID number (if any):

Business email:

State of Organization

The assignee is a foreign entity: ☐ No ☐ Yes; certificate of authority is attached with this application

Non-Mississippi businesses must indicate name of state or nation of organization and attach a copy of the businesses certificate to transact business in Mississippi.

Street address(es) of business using name:

NAICS code/nature of business:

Any right, title, and interest in and to said fictitious business name together with the good will of business in which the name is used (or that part of the good will of the business connected with the use of the name) is here by assigned by to:

(the Assignee)

By:

(the Assignor)

Signed this day of 20

Assignor Signature

Printed Name

Title

Make check for \$25.00 payable to SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, P.O. BOX 136, JACKSON, MS 39205-0136. For assistance contact a customer service representative at (800)256-3494. Visit our website at www.sos.ms.gov.

F0073 7/1/2010

§ 1-49.8. Nonprofit Status Report.

This form, instructions for completing the form, and information about filing fees, can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136, toll-free (800) 256-3494, or on their website: <http://www.sos.ms.gov>.

11 F0088

Page 1 of 2

OFFICE OF THE SECRETARY OF STATE
P O BOX 136, JACKSON, MS 39205-0136
(601)359-1633

Nonprofit Status Report

1. Business ID number

2. Business Email

3. Tax ID number

4. Phone Number

5. Name and Address of the Nonprofit Corporation

Address of Principal Office

Mailing Address (if different)

State/Country of the Nonprofit

d/b/a/ Name (if applicable)

6. Name and Address of Registered Agent

Physical Address of Agent

Mailing Address (if different)

Registered Agent Email

7. Name and Address of Director/Officers

attach sheet for additional officers/directors.

Director/Officer #1

Director/Officer #2

Director/Officer #3

11 F0088

Page 2 of 2

OFFICE OF THE SECRETARY OF STATE
P O BOX 136, JACKSON, MS 39205-0136
(601)359-1633

Nonprofit Status Report

8. Does this Nonprofit Corporation have Members? Yes ☐ No ☐

9. State the activities of the Nonprofit Corporation

Is this nonprofit corporation approved by the IRS under section 501(C)(3)? Yes ☐ No ☐

If yes, state the nonprofit purpose listed on the 501(C)(3) application.

Does this nonprofit corporation solicit contributions? Yes ☐ No ☐ If "yes" please visit our website to determine if you must file additional forms with the Securities & Charities Division

This report has been examined by me and to the best of my knowledge and belief, is true, correct, complete and current as of this day of , 20 .

Print Name _____ Title _____

Signature _____

Make check for \$25.00 payable to the SECRETARY OF STATE. Mail completed form with payments to SECRETARY OF STATE, P O BOX 1020, JACKSON, MS 39205-1020. For assistance contact a customer service representative at (800) 256-3494 or 601-359-1633 or visit our website at www.sos.ms.gov

**§ 1-50. Application for Registration or Renewal of Athlete Agent. —
Form 0091.**

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



DELBERT HOSEMAN
Secretary of State

11 F0091 OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020
(601)359-1633

Application for Registration or Renewal of Athlete Agent

A Certificate of Registration or a renewal of a registration of an Athlete Agent is valid for two (2) years. Pursuant to Section 73-42-9 of the Miss. Code Ann. (1972), as amended, the undersigned hereby submits the following Application for Registration.

New Application ☐ Renewal ☐ Phone Number: _____

A. Name and address of applicant: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Email address: _____

Website address: _____

B Name and address of the applicant's business or employer, if applicable:

C. Please state the business or occupation engaged in by the applicant for the five (5) years preceding the date of submission of the application, including the name and address of such business (es):

D. Please provide a description of the applicant's:

(a) Formal training as an athlete agent:

(b) Practical experience as an athlete agent:

(c) Educational background relating to applicant's activities as an athlete agent.

E. Please provide as references the names and addresses of three (3) individuals not related to the applicant:

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

F. Please provide the name, sport, and last known team for each individual for whom the applicant provided services as an athlete agent during the five (5) years preceding the date of submission of the application.

Name and sport: _____

Last known team: _____

Name and sport: _____

Last known team: _____

Name and sport: _____

Last known team: _____

(If additional space is needed, please attach a list to this application.)

G. (a) If the Athlete Agent's business is a corporation or LLC, please provide names and addresses for all officers, directors, and any shareholders or members of the corporation or LLC with a 5% or greater interest:

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

(If additional space is needed, please attach a list to this application.)

G. (b) If the athlete agent's business is NOT a corporation or LLC, please produce names and addresses of all partners, individuals, associates, officers:

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

(If additional space is needed, please attach a list to this application.)

H. Has the applicant or any other person named pursuant to paragraph G above ever been convicted of a crime that, if committed in this state, would be a felony or other crime involving moral turpitude? A crime (misdemeanor or felony) involving moral turpitude is one in which deceit is an element of the crime.

Yes ☐ No ☐

If yes, please state the name of that individual and identify the crime.

Name: _____

Identity of the crime: _____

I. Has there ever been any administrative or judicial determination that applicant or any other person named in paragraph G made a false or misleading, deceptive, or fraudulent representation?

Yes ☐ No ☐

If yes, explain:

J. Has the conduct of applicant or any other person named in paragraph G resulted in the imposition of sanction, suspension, or declaration of ineligibility to participate in an interscholastic or intercollegiate athletic event on a student athlete or on an educational institution?

Yes ☐ No ☐

If yes, explain:

K. Have sanctions, suspension or disciplinary action ever been taken against the applicant or any other person named pursuant to paragraph G arising out of occupational or professional conduct?

Yes ☐ No ☐

If yes, explain:

L. Has there ever been a denial, refusal to renew, suspension, revocation, or cancellation of a registration, licensure or certification of the applicant/registrant or any other person named in

paragraph G as an Athlete Agent by any state, or sanction, suspension, or other disciplinary action imposed by any occupational or professional association?

Yes ☐

No ☐

M. Is there any pending litigation against the applicant in regard to the applicant's capacity as an Athlete Agent? Include administrative actions by state administrative bodies, judicial civil actions, and actions by professional and occupational organizations (i.e., NFLPA disciplinary actions).

Yes ☐

No ☐

If yes, please provide the name of the case, case number, jurisdiction, and brief explanation of the facts.

N. Please list all of the states in which the applicant is currently licensed or registered as an Athlete Agent and provide a copy of each state's license, registration, or certification as applicable.

O. By signing this application, the applicant consents to submit to a criminal background check before being issued a Certificate of Registration. A background check will be conducted at the discretion of the Mississippi Secretary of State on an as needed basis to verify information disclosed or withheld on this application. The applicant further agrees that the applicant will pay any fees connected with said background check, if requested by the SOS, prior to the issuance of the Certificate of Registration.

P. The applicant acknowledges that all registered Athlete Agents in the State of Mississippi must notify the Secretary of State within 30 days whenever the information contained in this application changes in a material way, becomes inaccurate or incomplete in any respect. Such events requiring notice shall include, but are not limited to, the following:

- a) Change in address of the Athlete Agent's principal place of business;
- b) conviction of a felony or other crime involving moral turpitude by the Athlete Agent;
- c) denial, suspension, refusal to renew, or revocation of a registration, license, or

§ 1-51. Mississippi LLC Certificate of Formation — Form 0100.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0100

Page 1 of 2



DELBERT HOSEMAN
Secretary of State

OFFICE OF THE SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020 (601)359-1633

Mississippi LLC Certificate of Formation

The undersigned hereby executes the following document and sets forth:
(fields marked with an asterisks are required)

1. Name of the Limited Liability Company: (The name must include the words "Limited Liability Company" or the abbreviation "LLC" or "L.L.C.")

⇒ _____

2. The future effective date is

(Complete if Applicable) _____ Business Email Address: _____

3. Federal Tax ID if available (Do not put Social Security Number in the box)

⇒ _____

4. Name and Street Address of the Registered Agent and Registered Office is (must be in Mississippi)

⇒ *Name

⇒ *Physical
Address

⇒ P.O. Box

*City _____ * State _____ * Zip5 – Zip4 _____

5. If the Limited Liability Company is to have a specific date of dissolution, the latest date upon which the Limited Liability Company is to dissolve is

⇒ _____

6. Other matters the managers or members elect to include: (Attach additional pages if necessary)

⇒ _____

⇒ _____

Rev. 06/2012

1 of 2

F0100

Page 2 of 2

OFFICE OF THE SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020
(601)359-1633

Certificate of Formation

7. Signatures: This certificate must be signed by at least one member, manager, or organizer. The name, title, and address of each signer should be included in the spaces indicated. This page may be duplicated for additional signatures.

* Printed Name _____ * Title _____

* By: Signature

(please keep writing within blocks)

Street and
Mailing Address

⇒ * Physical
Address _____

⇒ P. O. Box _____

⇒ * City _____ State _____ Zip5 – Zip4 _____

Printed Name _____ Title _____

By: Signature

(please keep writing within blocks)

Street and
Mailing Address

⇒ Physical
Address _____

⇒ P. O. Box _____

⇒ City _____ State _____ Zip5 – Zip4 _____

§ 1-54. Mississippi LLC Certificate of Dissolution — Form F0103.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0103
Page 1 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136
PHONE 601-359-1633 FAX 601-359-1499
Mississippi LLC Certificate of Dissolution

The undersigned pursuant to Mississippi Code Ann. §79-29-801 (1972) amended (2010), hereby executes the following Certificate of Dissolution and sets forth:

1. Name of Limited Liability Company

2. The reason for filing the Certificate of Dissolution

3. The future effective date of dissolution

4. Any other information the members or managers determine to include

By: Signature

(Please keep writing within box)

Printed Name

Title

Physical address

P O Box

City, State, Zip 5, Zip4

Make Check for \$50.00 payable to SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 136, JACKSON, MS 39205-0136. For assistance contact a customer service representative at (800) 256-3494. Visit our website at www.sos.ms.gov for forms and instructions.

11 F0103
Page 2 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136
PHONE 601-359-1633 FAX 601-359-1499
Mississippi LLC Certificate of Dissolution

By: Signature

(Please keep writing within box)

Printed Name

Title

Physical Address

P.O. Box

City, State, Zip5, Zip4

Make Check for \$50.00 payable to SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 136, JACKSON, MS 39205-0136. For assistance contact a customer service representative at (800) 256-3494. Visit our website at www.sos.ms.gov for forms and instructions.

**§ 1-54.1A. Application for Reinstatement of LLC Following Administrative
Dissolution — Form F0109.**

This form can be obtained from the Office of the Mississippi Secretary of State,
P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their
website: <http://www.sos.ms.gov>.



DELBERT HOSEMAN
Secretary of State

11 F0109

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020 (601)359-1633

**Application for Reinstatement of LLC
Following Administrative Dissolution
§ 79-29-825 Miss Code Ann (1972) as Amended**

This application is submitted to the Office of Secretary of State of Mississippi for Reinstatement.

1. Name of Limited Liability Company

2. Business ID number

3. Date of Administrative Dissolution

4. The grounds for Dissolution ☐ did not exist or ☐ have been eliminated.

This application must be executed in the name of the LLC by an authorized person.

By: Signature

(Please keep writing in blocks)

Printed name

Title

Filing fee \$50.00

Make Check for \$50.00 payable to the MISSISSIPPI SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 1020, JACKSON, MS 39215-1020. For assistance, contact a customer service representative at (800) 256-3494 or visit our website at www.sos.ms.gov for forms and instructions.

LLC Reinstatement F0109
12/5/2011

§ 1-57. Application for Appointment of Registered Agent — Form F0120.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0120 - Page 1 of 1

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Application for Appointment of Registered Agent

1. Name of the Limited Liability Company Business email address _____

⇩

2. It was organized under the laws of the state or other jurisdiction of _____

⇩

3. Name and Street Address of the Registered Agent and Registered Office are

⇩

Name

⇩

Physical
Address

⇩

P.O. Box

⇩

City, State, ZIP5, ZIP4

is designated and appointed registered agent of this Limited Liability Company in the State of Mississippi upon whom service of process against this Limited Liability Company may be had in the event of any suit against this Limited Liability Company in said State; and that all prior designations and appointments of registered agents, if any, be and the same hereby revoked.

⇩

Witness my signature, and the SEAL of said Company, this the

day of

(year)

By: Signature

(Please keep writing within blocks)

Printed Name

Title

The undersigned hereby accepts the above description and appointment of registered agent for service of process

⇩

Dated in

Mississippi, the

day of

(year)

Signature
of Registered
Agent

(Please keep writing within blocks)

§ 1-61. Application for Registration of Foreign Limited Liability Company — Form F0200.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0200 - Page 1 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

**Application for Registration
of Foreign Limited Liability Company**

Pursuant to the provisions of House Bill No. 524, Chapter 362, Laws of 1995, the undersigned Limited Liability Company applies for registration to transact business as follows:

1. Name of Limited Liability Company Business Email Address _____

⇒

2. Organized under laws of the jurisdiction or state of Date Organized

⇒

3. Address of the office required to be maintained in the state or jurisdiction of organization by the laws of that state or jurisdiction or, if not required, the address of the principal office of the Limited Liability Company

⇒ Address

⇒ City, State, ZIP5, ZIP4

4. If the Limited Liability Company is to have a specific date of dissolution, the latest date upon which this Limited Liability Company is to dissolve

⇒

5. Name and Street Address of the Registered Agent and Registered Office in Mississippi

⇒ Name

⇒ Address

⇒ City, State, ZIP5, ZIP4

6. Telephone No. of the Registered Agent

⇒

7. The Secretary of State is appointed the Registered Agent of this limited liability company for services of process if the Registered Agent's authority has been revoked or if the Registered Agent cannot be found or served with the exercise of responsible diligence.

F0200 - Page 2 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633
Application for Registration
of Foreign Limited Liability Company

8. Is management of the Limited Liability Company vested in a manager or managers?

⇒ Yes ☐ No ☐

9. Any restrictions or limitations are as follows

⇒

⇒

⇒

⇒

⇒

⇒

10. Other matters the Foreign Limited Liability Company determines to include

⇒

⇒

⇒

⇒

⇒

⇒

§ 1-63.1A. Application for Reinstatement of LLC Following Administrative Revocation — Form F0209.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



DELBERT HOSEMANN
Secretary of State

11 F0209

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P O BOX 1020, JACKSON, MS 39215-1020 (601)359-1633

**Application for Reinstatement of LLC
Following Administrative Revocation
§ 79-29-825 Miss Code Ann (1972) as Amended**

This application is submitted to the Office of Secretary of State of Mississippi for Reinstatement.

1. Name of Limited Liability Company

2. Business ID number

3. Date of Administrative Revocation

4. The grounds for Revocation ☐ did not exist or ☐ have been eliminated.

This application must be executed in the name of the LLC by an authorized person.

By: Signature

(Please keep writing in blocks)

Printed name

Title

Filing fee \$100.00

Make Check for \$100.00 payable to the MISSISSIPPI SECRETARY OF STATE. Mail completed form with payment to SECRETARY OF STATE, PO BOX 1020, JACKSON, MS 39215-1020. For assistance, contact a customer service representative at (800) 256-3494 or visit our website at www.sos.ms.gov for forms and instructions.

LLC Reinstatement F0209
12/5/2011

**§ 1-64. Application for Registration of Foreign Limited Partnership —
Form F0300.**

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

11 F0300 - Page 1 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633
**Application for Registration of
Foreign Limited Partnership**

Pursuant to the provisions of Section 79-14-902 of the Mississippi Code of 1972, as amended, the undersigned Limited Partnership applies for Registration to transact business as follows:

1. Name of Limited Partnership Business Email Address _____

⇒

2. Formed under laws of the jurisdiction or state of _____ Date Formed _____

⇒

3. Street Address of the Office required in the state or country under the laws in which it was organized (complete if applicable)

⇒ Address

⇒ City, State, ZIP5, ZIP4

4. Street Address of the Principal Office in the state or country under the laws in the state in which it was organized (complete if office address is not required)

⇒ Address

⇒ City, State, ZIP5, ZIP4

5. Name, Street and Mailing Address of the Registered Agent in Mississippi

⇒ Name

⇒ Physical Address

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4 MS

11 F0300 - Page 2 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

Application for Registration of
Foreign Limited Partnership

6. A list of the names and addresses of the limited partners and their contributions, together with an undertaking by the foreign limited partnership to keep those records until the foreign limited partnership's registration in this state is cancelled, is kept at

⇒ Address

⇒ City, State, ZIP5, ZIP4

7. Name and Address of General Partner 1

⇒

⇒ Physical Address

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4

8. Name and Address of General Partner 2

⇒

⇒ Physical Address

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4

9. Name elected to use in Mississippi

⇒

By: Signature

(Please keep writing within blocks)

11 F0300 - Page 3 of 3

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1633

**Application for Registration of
Foreign Limited Partnership**

Printed Name

Title

Acknowledgment

State

County

I,

a Notary Public, do hereby certify that on the

day of

19

,

,

who being by me first duly sworn, declared that he is a general partner of the above Limited Partnership and personally appeared before me declaring that the statements herein contained are true.

Notary Seal

(Keep seal within block)

Notary Public

My commission expires

§ 1-68. Certificate of Correction (Amendment) of Foreign Limited Liability Partnership — Form 0401.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0401 - Page 1 of 1

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333
**Certificate of Correction (Amendment)
of Foreign Limited Liability Partnership**

0401-1-1

The undersigned hereby executes the following Certificate of Correction (Amendment) and sets forth:

1. Name of the Limited Liability Partnership

⇅

2. The Correction (amendment) to the Application for Registration is as follows

⇅

⇅

⇅

⇅

⇅

⇅

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-69. Certificate of Cancellation of Foreign Limited Liability Partnership — Form 0403.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0403 - Page 1 of 1

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333
Certificate of Cancellation
of Foreign Limited Liability Partnership

0403-1-1

The undersigned hereby executes the following Certificate of Cancellation and sets forth:

1. Name of Limited Liability Partnership

⇒

2. Telephone

⇒

3. The Limited Liability Company desires to cancel its registration to do business in the State of Mississippi.

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-71. Application for Registration of Foreign Limited Liability Partnership — Form 0410.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0410 - Page 1 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333

0410-1-2

**Application for Registration
of Foreign Limited Liability Partnership**

The undersigned Limited Liability Partnership applies for registration to transact business as follows:

1. Name of Limited Liability Partnership

⇒

2. Organized under laws of the jurisdiction or state of Date Organized

⇒

**3. The future effective date is
(Complete if applicable)**

4. Address of the office required to be maintained in the state or county under the laws in the state in which it was organized (Complete if applicable)

⇒ Address

⇒ City, State, ZIP5, ZIP4

5. Address of the principal office in the state or county under the laws in the state in which it was organized (Complete if office address is not required)

⇒ Address

⇒ City, State, ZIP5, ZIP4

6. If the Limited Liability Partnership is to have a specific date of dissolution, the latest date upon which this Limited Liability Partnership is to dissolve

⇒

7. Name, Street and Mailing Address of the Registered Agent is

⇒ Name

⇒ Physical Address

F0410 - Page 2 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333

0410-2-2**Application for Registration
of Foreign Limited Liability Partnership**

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4

MS

8. Telephone No. of the Registered Agent

⇒

9. The Secretary of State is appointed the Registered Agent for services of process if the Registered Agent's authority has been revoked or if the Registered Agent cannot be found or served with the exercise of responsible diligence.

10. This partnership is a Limited Liability Partnership.

11. Other matters the Foreign Limited Liability Partnership determines to include

⇒

⇒

⇒

⇒

12. Name elected to use in Mississippi

⇒

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-74. Certificate of Correction (Amendment) of Domestic Limited Liability Partnership — Form 0501.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0501 - Page 1 of 1

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333
Certificate of Correction (Amendment)
of Domestic Limited Liability Partnership

0501-1-1

The undersigned hereby executes the following Certificate of Correction (Amendment) and sets forth:

1. Name of the Limited Liability Partnership

⇓

2. The Correction (amendment) to the Application for Registration is as follows

⇓

⇓

⇓

⇓

⇓

⇓

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-75. Certificate of Cancellation of Domestic Limited Liability Partnership — Form 0503.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

F0503 - Page 1 of 1

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333

0503-1-1

Certificate of Cancellation
of Domestic Limited Liability Partnership

The undersigned hereby executes the following Certificate of Cancellation and sets forth:

1. Name of Limited Liability Partnership

⇨

2. Telephone

⇨

3. The Limited Liability Partnership desires to cancel its registration to do business in the State of Mississippi.

By: Signature

(Please keep writing within blocks)

Printed Name

Title

§ 1-76. Statement of Partnership Authority — Form 0700.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Statement of Partnership Authority

Filing Fee \$25.00.

Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of Partnership:								
2. Street Address of Chief Executive Office:	Street Address	City	State	Zip Code				
3. Street Address of one Office Located in Mississippi, if any:	Street Address	City	MS State	Zip Code				
(Complete 4A or 4B)	Name of Appointed Agent							
4A. Name and Mailing Address of Appointed Agent:	Mailing Address	City	State	Zip Code				
	OR							
4B. Name and Mailing Address of All Partners: (if more than 2 partners, see section 7 of this form)	Name of Partner							
	Mailing Address	City	State	Zip Code				
	Name of Partner							
	Mailing Address	City	State	Zip Code				
5. Authority to Execute Instrument Transferring Real Property: (if more than 4 partners, see section 7 of this form)	The following partners are authorized to execute an instrument transferring real property held in the name of the partnership							
	Name of Partner	Name of Partner						
	Name of Partner	Name of Partner						
6. Other Transactions: (optional - may state authority or limitations of some or all partners)(to continue on another page, see section 7)								
7. Continuing Sections: (to continue information from any section, mark box and follow instructions)	To continue information from any section(s) of this form, please: 1 Mark the box at the left. 2. Attach plain 8 1/2" x 11" paper and specify which section(s) are being continued <input type="checkbox"/> Page(s) <input type="checkbox"/> Attached							
8. Signatures: (must be executed by at least 2 partners)(to continue on another page...see section 7)	I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE <table border="0"> <tr> <td>Partner Signature</td> <td>Partner Signature</td> </tr> <tr> <td>Print Name</td> <td>Print Name</td> </tr> </table>				Partner Signature	Partner Signature	Print Name	Print Name
Partner Signature	Partner Signature							
Print Name	Print Name							

Effective Date: January 1, 2007

SOS PARTNERSHIP FORM FS 0700

§ 1-77. Amendment to Partnership Authority — Form 0701.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
POST OFFICE BOX 136
JACKSON, MISSISSIPPI 39205-0136
CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Amendment to Statement of Partnership Authority

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:	
2. Statement of Partnership Authority date:	Business ID Number:
3. Name as set forth in Statement of Partnership Authority, if different from current name:	
4. The statement has been amended as follows (provide section number, if available): *	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE. _____ Signature of Partner (as authorized) _____ Print Name Date: _____	
IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected. * If adding new partners, provide names and mailing addresses. Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.	

§ 1-78. Statement of Cancellation — Form 0702.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Cancellation of Statement of Partnership Authority

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:	
2. Statement of Partnership Authority date:	Business ID Number:
3. Name as set forth in Statement of Partnership Authority, if different from current name:	
4. Substance of Cancellation:	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE.	
Signature of Partner (as authorized)	Date: _____
Print Name	
IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected. Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.	

§ 1-79. Statement of Denial for Partnership Authority — Form 0703.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Statement of Denial

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:	
2. Statement of Partnership Authority date:	Business ID Number:
3. Name as set forth in Statement of Partnership Authority, if different from current name:	
4. Facts being denied:	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE.	
Signature of Partner (as authorized)	Date
<p>IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected.</p> <p>Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.</p>	

§ 1-80. Statement of Dissociation for Partnership Authority — Form 0704.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Statement of Dissociation

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:	
2. Statement of Partnership Authority date:	Business ID Number:
3. Name as set forth in Statement of Partnership Authority, if different from current name:	
4. The following partner is dissociated from the above named partnership:	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE.	
Partner Signature Date: _____	Partner (if necessary) Date: _____
_____ Print Name	_____ Print Name
<p>IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected.</p> <p>Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.</p>	

§ 1-81. Statement of Dissolution for Partnership Authority — Form 0705.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Statement of Dissolution

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:	
2. Statement of Partnership Authority date:	Business ID Number:
3. Name as set forth in Statement of Partnership Authority, if different from current name:	
4. The Partnership is dissolved and is winding up its business. Further substance of dissolution:	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE.	
Signature of Partner (as authorized)	Date: _____
Print Name	
<p>IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected.</p> <p>Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.</p>	

§ 1-82. Statement of Qualification for Domestic Limited Liability Partnership — Form 0710.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Statement of Qualification of Domestic Limited Liability Partnership

Filing Fee \$250.00.

Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. <u>Name of Limited Liability Partnership:</u>				
2. <u>Street Address of Chief Executive Office:</u>	Street Address	City	State	Zip Code
3. <u>Street Address of one Office Located in Mississippi, if any:</u>	Street Address	City	State	Zip Code
4. <u>Name and Street address of agent for service of process (required if partnership does not have an office in Mississippi)</u>	Name of Appointed Agent			
	Mailing Address	City	State	Zip Code
5. <u>Deferred effective date, if any</u>	Date			
6. <u>The Partnership elects to be a limited liability partnership.</u> <u>Optional information:</u>				
7. <u>Continuing Sections:</u> (to continue information from any section, mark box and follow instructions)	<input type="checkbox"/> Page(s) <input type="checkbox"/> Attached	To continue information from any section(s) of this form, please 1. Mark the box at the left. 2. Attach plain 8 1/2" x 11" paper and specify which section(s) are being continued.		
8. <u>Signatures:</u> (must be executed by at least 2 partners)(to continue on another page...see section 7)	I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE <div style="display: flex; justify-content: space-between;"> Partner Signature _____ Partner Signature _____ </div>			
Submit completed form along with the filing fee of \$250.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.				

Effective Date: January 1, 2007

SOS PARTNERSHIP FORM FS 0710

§ 1-83. Amendment to Qualification for Domestic Limited Liability Partnership — Form 0711.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Amendment to Statement of Qualification of Domestic Limited Liability Partnership

Filing Fee \$50.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:	
2. Statement of a Qualification date:	Business ID Number:
3. Name as set forth in Statement of Qualification, if different from current name:	
4. The statement has been amended as follows (provide section number, if available): *	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE.	
_____ Signature of Partner (as authorized)	_____ Date
IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected. * If adding new partners, provide names and mailing addresses. Submit completed form along with the filing fee of \$50.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.	

§ 1-84. Statement of Cancellation of Domestic Limited Liability Partnership — Form 0712.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Cancellation of Statement of Qualification of Domestic Limited Liability Partnership

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of Limited Liability Partnership currently on file:	
2. Statement of Qualification date:	Business ID Number:
3. Name as set forth in Statement of Qualification, if different from current name:	
4. Substance of Cancellation:	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 60%;"> _____ Signature of Partner (as authorized) </div> <div style="width: 35%;"> _____ Date </div> </div>	
<p>IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected.</p> <p>Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.</p>	

§ 1-85. Statement of Qualification for Foreign Limited Liability Partnership — Form 0720.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

Statement of Qualification of Foreign Limited Liability Partnership

Filing Fee \$250.00. Please print in Blue or Black ink. Do Not Highlight or Write Above This Line

1. <u>Name of Limited Liability Partnership and Jurisdiction:</u>	Jurisdiction			
2. <u>Street Address of Chief Executive Office:</u>	Street Address	City	State	Zip Code
3. <u>Street Address of one Office Located in Mississippi, if any:</u>	Street Address	City	State	Zip Code
4. <u>Name and Street address of agent for service of process (required if partnership does not have an office in Mississippi)</u>	Name of Appointed Agent			
	Mailing Address	City	State	Zip Code
5. <u>Deferred effective date, if any</u>	Date			
6. <u>The Partnership elects to be a limited liability partnership.</u> <u>Optional information:</u>				
7. <u>Continuing Sections:</u> (to continue information from any section, mark box and follow instructions)	To continue information from any section(s) of this form, please <input type="checkbox"/> Page(s) Attached 1 Mark the box at the left. 2 Attach plain 8 1/2" x 11" paper and specify which section(s) are being continued			
8. <u>Signatures:</u> (must be executed by at least 2 partners)(to continue on another page see section 7)	I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE Partner Signature _____ Partner Signature _____ Submit completed form along with the filing fee of \$250.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136			

§ 1-86. Amendment to Qualification for Foreign Limited Liability Partnership — Form 0721.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE
www.sos.state.ms.us

**Amendment to Statement of Qualification Of Foreign
 Limited Liability Partnership**

Filing Fee \$50.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of partnership currently on file:
2. Statement of a Qualification date: _____ and Business Id Number: _____
3. Name as set forth in Statement of Qualification, if different from current name:
4. The statement has been amended as follows (provide section number, if available): *
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> _____ Signature of Partner (as authorized) </div> <div style="width: 45%;"> Date: _____ </div> </div> <div style="margin-top: 10px;"> _____ Print Name </div>
<p>IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected.</p> <p>* If adding new partners, provide names and mailing addresses.</p> <p>Submit completed form along with the filing fee of \$50.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.</p>

§ 1-87. Statement of Cancellation for Foreign Limited Liability Partnership — Form 0722.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

**Cancellation of Statement of Qualification of Foreign
 Limited Liability Partnership**

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. Name of Qualification currently on file:	
2. Statement of Qualification date:	Business ID Number:
3. Name as set forth in Statement of Qualification, if different from current name:	
4. Substance of Cancellation:	
5. Declaration and Signature: I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> _____ Signature of Partner (as authorized) </div> <div style="width: 45%;"> Date; _____ </div> </div> <div style="margin-top: 10px;"> _____ Print Name </div>	
<p>FILING FEE: \$25.00</p> <p>IMPORTANT: Failure to include any of the above information and submit the filing fee may cause this filing to be rejected.</p> <p>Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136.</p>	

§ 1-88. Statement of Merger — Form 0730.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI SECRETARY OF STATE
 POST OFFICE BOX 136
 JACKSON, MISSISSIPPI 39205-0136
 CUSTOMER SERVICE 601-359-1633
www.sos.state.ms.us

STATEMENT OF MERGER

Filing Fee \$25.00. Type or print legibly in blue or black ink. Please do not highlight or write above this line.

1. <u>Name of Domestic partnership and other entities that are a party to the merger, including entity types, (partnerships, limited partnerships, corporations etc):</u>	Name of Domestic Partnership <div style="display: flex; justify-content: space-between;"> <div>Name of other entity</div> <div>Entity Type</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Name of other entity</div> <div>Entity Type</div> </div> <div style="display: flex; justify-content: space-between;"> <div>Name of other entity</div> <div>Entity Type</div> </div>
2. <u>Domicile of surviving entity and entity type</u>	<div style="display: flex; justify-content: space-between;"> <div>Name of Surviving Entity</div> <div>Entity Type</div> </div>
3. <u>Street Address of Chief Executive Office:</u>	<div style="display: flex; justify-content: space-between;"> <div>Street Address</div> <div>City</div> <div>State</div> <div>Zip Code</div> </div>
4. <u>Street Address of one Office Located in Mississippi, if any:</u>	<div style="display: flex; justify-content: space-between;"> <div>Street Address</div> <div>City</div> <div>State</div> <div>Zip Code</div> </div>
5. <u>Continuing Sections:</u> (to continue information from any section, mark box and follow instructions)	<div style="display: flex; align-items: center;"> <div style="margin-right: 10px;"> <input type="checkbox"/> Page(s) Attached </div> <div> To continue information from any section(s) of this form, please: 1. Mark the box at the left 2. Attach plain 8 1/2" x 11" paper and specify which section(s) are being continued </div> </div>
6. <u>Signatures:</u> (must be executed by at least 2 partners)(to continue on another page see section 6)	<p>I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF MISSISSIPPI THAT THE FOREGOING IS TRUE AND CORRECT OF MY OWN KNOWLEDGE.</p> <div style="border-top: 1px solid black; margin-top: 10px;"> <div style="display: flex; justify-content: space-between;"> <div>Partner Signature</div> <div>Title</div> </div> <div style="border-top: 1px solid black; margin-top: 10px;"> <div style="display: flex; justify-content: space-between;"> <div>Print Name</div> <div></div> </div> </div> <div style="border-top: 1px solid black; margin-top: 10px;"> <div style="display: flex; justify-content: space-between;"> <div>Partner Signature</div> <div>Title</div> </div> <div style="border-top: 1px solid black; margin-top: 10px;"> <div style="display: flex; justify-content: space-between;"> <div>Print Name</div> <div></div> </div> </div> </div> <p style="font-size: small; margin-top: 10px;">Submit completed form along with the filing fee of \$25.00 to Mississippi Secretary of State, Business Services Division, Post Office Box 136, Jackson, Mississippi 39205-0136</p> </div>

§§ 1-89. through 1-94. Reserved.

§ 1-95. Polygraph Examiners Registration — Form P001.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

P001 OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136
PHONE 601-359-1633 FAX 601-359-1499

Polygraph Examiners Registration

Pursuant to Section 73-29-35 Miss Code Ann. (1972) as amended

Name:

Address:

City

State

Zip

Phone:

MS Polygraph license no. (If applicable)

Licensed in the following states:

Chapter 2

DEBT-FINANCING CONTRACTS AND INSTRUMENTS

- § 2-1. Security and Pledge Agreement.
- § 2-2. Security Agreement (Consumer Goods — Equipment — Farm Equipment — Motor Vehicles except when Inventory).
- § 2-3. Deed of Trust.
- § 2-4. Pledge and Security Agreement.
- § 2-5. Original Financing Statement — UCC1.
- § 2-5.1. Financing Statement Addendum — UCC1AD.
- § 2-5.2. Financing Statement (In Lieu).
- § 2-6. Original Financing Statement of Farm Products — UCC-1F.
- § 2-6.1. Financial Statement of Farm Products Addendum — UCC-1F Addendum.
- § 2-7. Continuation, Assignment, Release, Amendment, Term — UCC3.
- § 2-7.1. Financing Statement Amendment Addendum — UCC3AD.
- § 2-8. Continuation, Assignment, Release, Amendment, Term — UCC-3F.
- § 2-8A. National Correction Statement — UCC5
- § 2-9. Information Request — UCC11.
- § 2-10. Miscellaneous UCC Information — UCC-E.
- § 2-11. Mississippi County Codes.
- § 2-12. Mississippi Farm Product Collateral Codes.

§ 2-1. Security and Pledge Agreement.

ANNOTATIONS

Miss. Code Ann. §§ 75-9-101, et seq.

W. Rodney Clement, Jr., Enforcing Security Interests In Personal Property In Mississippi, 67 Miss. L.J. 44

68A Am.Jur.2d *Secured Transactions* § 1 et seq.

79 C.J.S. *Secured Transactions* § 1 et seq.

§ 2-2. Security Agreement (Consumer Goods – Equipment – Farm Equipment – Motor Vehicles except when Inventory).

ANNOTATIONS

Miss. Code Ann. §§ 75-9-101, et seq.

W. Rodney Clement, Jr., Enforcing Security Interests In Personal Property In Mississippi, 67 Miss. L.J. 44

Secured Transactions: Right Of Secured Party To Take Possession Of Collateral On Default Under UCC § 9-503, 25 A.L.R.5th 696

68A Am.Jur.2d *Secured Transactions* § 1 et seq.

79 C.J.S. *Secured Transactions* § 1 et seq.

§ 2-3. Deed of Trust.

ANNOTATIONS

Miss. Code Ann. § 89-1-51, § 89-1-53, § 89-1-55, § 89-1-57, § 89-1-59, § 89-1-63
J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 51:1, et seq. (2001)
Construction And Application Of Real Estate Settlement Procedures Act Of 1974,
142 A.L.R. Fed. 511
54A Am.Jur.2d *Mortgages* §§ 146-162
59 C.J.S. *Mortgages* §§ 5, 6

§ 2-4. Pledge and Security Agreement.

ANNOTATIONS

Miss. Code Ann. § 75-8-103
J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, 22:81 (2001)
18 Am.Jur.2d *Corporations* §§ 447 et seq.
18 C.J.S. *Corporations* §§ 287-292

§ 2-5. Original Financing Statement — UCC1.

This form can be obtained from the Office of the Mississippi Secretary of State,
P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their
website: <http://www.sos.ms.gov>.

Mississippi - UCC1 FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME

OR

1b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

1c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

1d. COUNTY #

ADD'L INFO RE ORGANIZATION DEBTOR

1e. TYPE OF ORGANIZATION

1f. JURISDICTION OF ORGANIZATION

1g. ORGANIZATIONAL ID #, if any

NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME

OR

2b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

2c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

2d. COUNTY #

ADD'L INFO RE ORGANIZATION DEBTOR

2e. TYPE OF ORGANIZATION

2f. JURISDICTION OF ORGANIZATION

2g. ORGANIZATIONAL ID #, if any

NONE

3. SECURED PARTY'S NAME (or NAME OF TOTAL ASSIGNEE OF ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME

OR

3b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

3c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

4. This FINANCING STATEMENT covers the following collateral:

5. ALTERNATIVE DESIGNATION (if applicable)

LESSEE/LESSOR

CONSIGNEE/CONSIGNOR

BAILEE/BAILOR

SELLER/BUYER

AG. LIEN

NON-UCC FILING

6. This FINANCING STATEMENT is to be filed (or recorded) in the REAL ESTATE RECORDS

Attach Addendum

7. Check to REQUEST SEARCH REPORT(S) on Debtor(s)

ADDITIONAL FEE (if applicable)

optional

All Debtors

Debtor 1

Debtor 2

8. OPTIONAL FILER REFERENCE DATA

FILING OFFICE COPY — MISSISSIPPI UCC FINANCING STATEMENT (FORM UCC1) (REV. 12/10/01)

112

ANNOTATIONS

Miss. Code Ann. §§ 75-9-402, 75-9-502

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-402, 100 A.L.R.3d 10

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-203, 100 A.L.R.3d 940

68A Am.Jur.2d *Secured Transactions* §§ 288-509

79 C.J.S. Secured Transactions §§ 50-80

§ 2-5.1. Financing Statement Addendum — UCC1AD.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

Mississippi - UCC1AD FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME		
OR		
9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

10. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME				
OR				
11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
11c. MAILING ADDRESS		CITY	STATE	POSTAL CODE
				11d. COUNTY #
11d. TAX ID #: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	
			11g. ORGANIZATIONAL ID #, if any	
			<input type="checkbox"/> NONE	

12. ☐ ADDITIONAL SECURED PARTY'S or ☐ ASSIGNOR S/P'S NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME				
OR				
12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
12c. MAILING ADDRESS		CITY	STATE	POSTAL CODE
				COUNTRY

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☐ fixture filing.

14. Description of real estate:

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

16. Additional collateral description:

17. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's Estate

18. Check only if applicable and check only one box.

- ☐ Debtor is a TRANSMITTING UTILITY
☐ Filed in connection with a Manufactured-Home Transaction — effective 30 years
☐ Filed in connection with a Public-Finance Transaction — effective 30 years

§ 2-5.2. Financing Statement (In Lieu).

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

Mississippi - UCC1 FINANCING STATEMENT (IN LIEU)

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A NAME & PHONE OF CONTACT AT FILER (optional)

B SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a ORGANIZATION'S NAME

OR

1b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

1c MAILING ADDRESS

CITY

STATE

POSTAL CODE

1d. COUNTY #

ADD'L INFO RE ORGANIZATION DEBTOR

1e TYPE OF ORGANIZATION

1f JURISDICTION OF ORGANIZATION

1g ORGANIZATIONAL ID #, if any

☐ NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a ORGANIZATION'S NAME

OR

2b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

2c MAILING ADDRESS

CITY

STATE

POSTAL CODE

2d. COUNTY #

ADD'L INFO RE ORGANIZATION DEBTOR

2e TYPE OF ORGANIZATION

2f JURISDICTION OF ORGANIZATION

2g ORGANIZATIONAL ID #, if any

☐ NONE

3. SECURED PARTY'S NAME (or NAME OF TOTAL ASSIGNEE OF ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a ORGANIZATION'S NAME

OR

3b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

3c MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

4. This FINANCING STATEMENT covers the following collateral:
THE FINANCING STATEMENT IS AN "IN LIEU OF CONTINUATION" FOR THE FOLLOWING STATEMENTS, EACH OF WHICH SHALL REMAIN EFFECTIVE:

File Date

File Number

Original Filing Office

File Date

File Number

Original Filing Office

See Addendum #16 for collateral ☐

5. ALTERNATIVE DESIGNATION (if applicable)

LESSEE/LESSOR

CONSIGNEE/CONSIGNOR

BAILEE/BAILOR

SELLER/BUYER

AG LIEN

NON-UCC FILING

6. This FINANCING STATEMENT is to be filed (or recorded) in the REAL ESTATE RECORDS. Attach Addendum (if applicable)

7. Check to REQUEST SEARCH REFERENCE on Debtor(s) (optional)

8. OPTIONAL FILER REFERENCE DATA

All Debtors

Debtor 1

Debtor 2

Filing Office:

FILING OFFICE COPY — MISSISSIPPI UCC FINANCING STATEMENT (FORM UCC1) (REV. 10/01)

116

Mississippi - UCC1 FINANCING STATEMENT ADDENDUM (In Lieu)

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME		
OR		
9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

10. MISCELLANEOUS:

ADDITIONAL "IN LIEU OF CONTINUATION" STATEMENTS:

File Date	File Number	Original Filing Office
-----------	-------------	------------------------

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME				
OR				
11b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	11d. COUNTY #
ADD'L INFO RE ORGANIZATION DEBTOR		11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL ID #, if any
				<input type="checkbox"/> NONE

12. ☐ ADDITIONAL SECURED PARTY'S or ☐ ASSIGNOR S/P'S NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME				
OR				
12b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX	
12c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

13. This FINANCING STATEMENT covers ☐ timber to be cut or ☐ as-extracted collateral, or is filed as a ☐ fixture filing.

14. Description of real estate

16. Additional collateral description:

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest).

17. Check only if applicable and check only one box.Debtor is a ☐ Trust, or ☐ Trustee acting with respect to property held in trust, or ☐ Decedent's Estate18. Check only if applicable and check only one box.☐ Debtor is a TRANSMITTING UTILITY☐ Filed in connection with a Manufactured-Home Transaction — effective 30 years☐ Filed in connection with a Public-Finance Transaction — effective 30 years

§ 2-6. Original Financing Statement of Farm Products — UCC-1F

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI UCC-1F

Farm Product Filing

Financing Statement

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. SEND ACKNOWLEDGEMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - Insert only one debtor name (1a or 1b)- do not abbreviate or combine names.

1a. ORGANIZATION'S NAME						
OR	1b. INDIVIDUAL'S LAST NAME					
	FIRST NAME	MIDDLE NAME	SUFFIX			
1c. MAILING ADDRESS		CITY	STATE	POSTAL ZIP CODE		
1d. TAX ID #, SSN OR EIN		1e. TYPE OF ORGANIZATION	1f. JURISDICTION OF ORGANIZATION			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">ADD'L INFO RE ORGANIZATION</td> <td style="width: 50%; padding: 2px;">DEBTOR</td> </tr> </table>		ADD'L INFO RE ORGANIZATION	DEBTOR	1g. ORGANIZATIONAL ID #, if any		
ADD'L INFO RE ORGANIZATION	DEBTOR					
		<input type="checkbox"/> NONE				

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - Insert only one debtor name (2a or 2b)- do not abbreviate or combine names.

2a. ORGANIZATION'S NAME						
OR	2b. INDIVIDUAL'S LAST NAME					
	FIRST NAME	MIDDLE NAME	SUFFIX			
2c. MAILING ADDRESS		CITY	STATE	POSTAL ZIP CODE		
2d. TAX ID #, SSN OR EIN		2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">ADD'L INFO RE ORGANIZATION</td> <td style="width: 50%; padding: 2px;">DEBTOR</td> </tr> </table>		ADD'L INFO RE ORGANIZATION	DEBTOR	2g. ORGANIZATIONAL ID #, if any		
ADD'L INFO RE ORGANIZATION	DEBTOR					
		<input type="checkbox"/> NONE				

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P - Insert only one secured party name (3a. or 3b.))

3a. ORGANIZATION'S NAME				
OR	3b. INDIVIDUAL'S LAST NAME			
	FIRST NAME	MIDDLE NAME	SUFFIX	
3c. MAILING ADDRESS		CITY	STATE	POSTAL ZIP CODE

4. This Financing Statement covers the following Farm Products in accordance with the Food Security Act of 1985 (7 U.S.C. § 1631).

FARM PRODUCT DESCRIPTION	QUANTITY	CROP CODE	CROP YEAR	DESCRIPTION OF REAL ESTATE	COUNTY #

Signature of Secured Party

MUST BE ORIGINALLY SIGNED

Signature of Debtor(s)

MS-UCC-1F Rev. 12/13/2001

ANNOTATIONS

Miss. Code Ann. § 75-9-109, § 75-9-402

Secured Transactions: Government Agricultural Program Payments As “Proceeds”
Of Agricultural Products Under UCC § 9-306, 79 A.L.R.4th 903

Sufficiency of description of collateral in financing statement under UCC §§ 9-110
and 9-402, 100 A.L.R.3d 10

Sufficiency of description of collateral in financing statement under UCC §§ 9-110
and 9-203, 100 A.L.R.3d 940

68A Am.Jur.2d *Secured Transactions* §§ 288-509

79 C.J.S. Secured Transactions §§ 50-80

**§ 2-6.1. Financial Statement of Farm Products Addendum — UCC-1F
Addendum.**

This form can be obtained from the Office of the Mississippi Secretary of State,
P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their
website: <http://www.sos.ms.gov>.

**MISSISSIPPI UCC-1F****Farm Product Filing****Financing Statement****ADDENDUM**

5. NAME OF FIRST DEBTOR (1a or 1b) on related UCC-1F or UCC-3F

5a. ORGANIZATION'S NAME

OR

5b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME, SUFFIX

6. NAME and ADDRESS of a RECORD OWNER of the real estate described (if DEBTOR is not the record owner)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

7. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - Insert only one debtor name (7a or 7b)- do not abbreviate or combine names.

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7c. MAILING ADDRESS

CITY

STATE

POSTAL ZIP CODE

COUNTY #

7d. TAX ID #, SSN OR EIN

ADD'L INFO RE
ORGANIZATION
DEBTOR

7e. TYPE OF ORGANIZATION

7f. JURISDICTION OF ORGANIZATION

7g. ORGANIZATIONAL ID #, if any

☐ NONE

8. ADDITIONAL SECURED PARTY or ASSIGNOR S/P's NAME - Insert only one name (8a or 8b)- Insert only ONE name.

8a. ORGANIZATION'S NAME

OR

8b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

8c. MAILING ADDRESS

CITY

STATE

POSTAL ZIP CODE

COUNTY #

8d. TAX ID #, SSN OR EIN

ADD'L INFO RE
ORGANIZATION
DEBTOR

8e. TYPE OF ORGANIZATION

8f. JURISDICTION OF ORGANIZATION

8g. ORGANIZATIONAL ID #, if any

☐ NONE

9. ADDITIONAL COLLATERAL CONTINUED FROM BLOCK 4.

FARM PRODUCT DESCRIPTIONQUANTITYCROP CODECROP YEARDESCRIPTION OF REAL ESTATECOUNTY #

10. ADDITIONAL COMMENTS

☐ ADDITIONAL SHEETS ATTACHED

Signature of Secured Party

MUST BE ORIGINALLY SIGNED

Signature of Debtors(s)

MS-UCC-1F ADDENDUM Rev. 12/13/2001

§ 2-7. Continuation, Assignment, Release, Amendment, Term — UCC3.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

Mississippi - UCC3 FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE #

1b. This FINANCING STATEMENT AMENDMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS ☐2. ☐ **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.3. ☐ **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.4. ☐ **ASSIGNMENT** (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 9.5. **AMENDMENT (PARTY INFORMATION):** This Amendment affects ☐ Debtor or ☐ Secured Party of record. Check only one of these two boxes.

Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.

☐ **CHANGE** name and/or address: Give current record name in item 6a or 6b; also give new name (if name changed) in item 7a or 7b and/or new address (if address changed) in item 7c. ☐ **DELETE** name: Give record name to be deleted in item 6a or 6b. ☐ **ADD** name: Complete item 7a or 7b, and also item 7c; also complete items 7d-7g (if applicable).6. **CURRENT RECORD INFORMATION:**

6a. ORGANIZATION'S NAME

OR
6b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX7. **CHANGED (NEW) OR ADDED INFORMATION:**

7a. ORGANIZATION'S NAME

OR
7b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

7c. MAILING ADDRESS CITY STATE POSTAL CODE 7d. COUNTY #

ADD'L INFO RE:
ORGANIZATION
DEBTOR

7e. TYPE OF ORGANIZATION

7f. JURISDICTION OF ORGANIZATION

7g. ORGANIZATIONAL ID #, if any

☐ NONE8. **AMENDMENT (COLLATERAL CHANGE):** check only one box.Describe collateral ☐ deleted or ☐ added, or give entire ☐ restated collateral description, or describe collateral ☐ assigned.9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT** (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here ☐ and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME

OR
9b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX10. **OPTIONAL FILER REFERENCE DATA**

ANNOTATIONS

Miss. Code Ann. § 75-9-401, et seq.

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-402, 100 A.L.R.3d 10

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-203, 100 A.L.R.3d 940

68A Am.Jur.2d *Secured Transactions* §§ 329-330, 334-336, 405-411, 426-436, 457-464

79 C.J.S. *Secured Transactions* §§ 50-80, 128, 134-143

§ 2-7.1. Financing Statement Amendment Addendum — UCC3AD.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

Mississippi - UCC3Ad FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

11. INITIAL FINANCING STATEMENT FILE # (same as item 1a on Amendment form)

12. NAME OF PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)

12a. ORGANIZATION'S NAME

OR

12b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME, SUFFIX

13. Use this space for additional information

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

§ 2-8. Continuation, Assignment, Release, Amendment, Term — UCC-3F.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.



MISSISSIPPI UCC-3F

Farm Product Filing

Financing Statement

AMENDMENT

A. NAME & PHONE OF CONTACT AT FILER (optional)

B. SEND ACKNOWLEDGEMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. INITIAL FINANCING STATEMENT FILE #

2. ☐ **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. ☐ **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. ☐ **ASSIGNMENT (full or partial):** Give name of assignee in Item 7a or 7b and address of assignee in Item 7c; and also give name of assignor above signature line.

5. **AMENDMENT (PARTY INFORMATION):** This amendment affects ☐ Debtor OR ☐ Secured Party of record. Check only ONE of those two boxes.

Also check ONE of the following three boxes AND provide appropriate information in Item 6 and/or 7.

☐ **CHANGE** name and/or address: Give current record name in Item 6a or 6b; also give new name (if name change) in Item 7a or 7b and/or new address (if address change) in Item 7c.

☐ **DELETE** name: give record name to be deleted in Item 6a or 6b.

☐ **ADD** name: complete Item 7a or 7c; and 7d-g (if applicable)

6. CURRENT RECORD INFORMATION:

6a. ORGANIZATION'S NAME

OR

6b. INDIVIDUALS LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7. CHANGED (NEW) OR ADDED INFORMATION

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUALS LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7c. MAILING ADDRESS

CITY

STATE

POSTAL ZIP CODE

COUNTRY

7d. TAX ID #, SSN OR EIN

ADD'L INFO RE

7e. TYPE OF ORGANIZATION

7f. JURISDICTION OF ORGANIZATION

7g. ORGANIZATIONAL ID #, if any

☐ NONE

8. AMENDMENT (COLLATERAL CHANGE); check only ONE box.

Describe collateral ☐ deleted or ☐ added, or give entire ☐ restated collateral description, or describe collateral ☐ assigned.

FARM PRODUCT DESCRIPTION

QUANTITY

CROP CODE

CROP YEAR

DESCRIPTION OF REAL ESTATE

COUNTY CODE

Name of Secured Party

Signature of Debtors(s) IF REQUIRED

Signature of Secured Party—MUST BE ORIGINALLY SIGNED

MS-UCC-3F Rev. 12/2001

ANNOTATIONS

Miss. Code Ann. §§ 75-9-401, et seq.

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-402, 100 A.L.R.3d 10

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-203, 100 A.L.R.3d 940

68A Am.Jur.2d *Secured Transactions* §§ 329-330, 334-336, 405-411, 426-436, 457-464

79 C.J.S. *Secured Transactions* §§ 50-80, 128, 134-143

§ 2-8A. National Correction Statement — UCC-5F.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

UCC5 Correction Statement

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF PERSON FILING THIS STATEMENT [optional]
B. SEND ACKNOWLEDGMENT TO: (Name and Address)

For your convenience, this form has been designed to be completed online. The information typed on the first page will automatically update to the other pages. Please be sure all pertinent information is completed before printing. Once the form is completed, select 'Print' to print the form and mail it. Selecting 'Reset' will clear the entire form.

Print

Reset

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. Identification of the RECORD to which this CORRECTION STATEMENT relates

1a. TYPE OF RECORD

1b. FILE # OF INITIAL FINANCING STATEMENT

2a. ☐ RECORD is inaccurate.

Provide the basis for the belief of the person identified in item 4 that the RECORD identified in item 1 is inaccurate and indicate the manner in which the person believes the RECORD should be amended to cure the inaccuracy.

2b. ☐ RECORD was wrongfully filed.

Provide the basis for the belief of the person identified in item 4 that the RECORD identified in item 1 was wrongfully filed.

3. If this CORRECTION STATEMENT relates to a RECORD filed [or recorded] in a filing office described in Section 9-501(a)(1) and this CORRECTION STATEMENT is filed in such a filing office, provide the date [and time] on which the INITIAL FINANCING STATEMENT identified in item 1b above was filed [or recorded].

3a. DATE

3b. TIME

4. NAME OF PERSON AUTHORIZING THE FILING OF THIS CORRECTION STATEMENT — The RECORD identified in item 1 must be indexed under this name

4a. ORGANIZATION'S NAME

OR

4b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

Instructions for National Correction Statement (Form UCC5)

Please type or laser-print this form. Be sure it is completely legible. Read all Instructions, especially Instructions 1a and 1b; correct identification of the initial Record to which this Correction Statement relates is crucial. Follow Instructions completely.

Fill in form very carefully. If you have questions, consult your attorney. Filing office cannot give legal advice.

Do not insert anything in the open space in the upper portion of this form; it is reserved for filing office use.

When properly completed, send Filing Office Copy to filing office. If you want an acknowledgment, complete item B and, if filing in a filing office that returns an acknowledgment copy furnished by filer, you may also send Acknowledgment Copy; otherwise detach. Always detach Debtor and Secured Party Copies.

A. To assist filing offices that might wish to communicate with filer, filer may provide information in item A. This item is optional.

B. Complete item B if you want an acknowledgment sent to you. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form a carbon or other copy of this form for use as an acknowledgment copy.

General — You must always complete items 1 and 4 and either 2a or 2b. You may also be required to complete item 3.

1a. Indicate type of Record to which this Correction Statement relates (e.g., Financing Statement or Amendment). You may also insert additional information that you believe will assist in identifying the Record (e.g., the filing date and/or record number of the Record).

1b. File number: Enter file number of initial financing statement to which the Record that is the object of this Correction Statement relates. Enter only one file number.

2. If this Correction Statement is filed based on the filer's belief that the Record identified in item 1 is inaccurate, check box 2a, provide the basis for that belief, and indicate the manner in which the Record should be amended to cure the inaccuracy.

If this Correction Statement is filed based on the filer's belief that the Record identified in item 1 was wrongfully filed, check box 2b and provide the basis for that belief.

3. If this Correction Statement relates to a Record filed [or recorded] in a filing office described in Section 9-501(a)(1) and this Correction Statement is filed in such a filing office, provide the date [and time] on which the Initial Financing Statement identified in item 1b above was filed [or recorded].

4. Always enter name of the person who authorized the filing of this Correction Statement. This name must be the same as the name under which the Record is indexed.

§ 2-9. Information Request — UCC11.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

INFORMATION REQUEST

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT [optional]

B. RETURN TO: (Name and Address)



THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR NAME to be searched - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a ORGANIZATION'S NAME

OR

1b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

2. INFORMATION OPTIONS relating to UCC filings and other notices on file in the filing office that include as a Debtor name the name identified in item 1:

2a. SEARCH RESPONSE ☐ CERTIFIED (Optional)

Select one of the following two options: ☐ ALL (Check this box to request a response that is complete, including filings that have lapsed.) ☐ UNLAPSED

2b. COPY REQUEST ☐ CERTIFIED (Optional)

Select one of the following two options: ☐ ALL ☐ UNLAPSED

2c. SPECIFIED COPIES ONLY ☐ CERTIFIED (Optional)

Record Number	Date Record Filed (if required)	Type of Record and Additional Identifying Information (if required)

3. ADDITIONAL SERVICES:

4. DELIVERY INSTRUCTIONS (request will be completed and mailed to the address shown in item B unless otherwise instructed here)

4a. ☐ Pick Up

4b. ☐ Other

Specify desired method here (if available from this office) provide delivery information (e.g., delivery service's name, addressee's account # with delivery service, addressee's phone #, etc.)

ANNOTATIONS

Miss. Code Ann. §§ 75-9-401, et seq.

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-402, 100 A.L.R.3d 10

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-203, 100 A.L.R.3d 940

68A Am.Jur.2d *Secured Transactions* §§ 421-425

79 C.J.S. *Secured Transactions* §§ 50-80

§ 2-10. Miscellaneous UCC Information — UCC-E.

ANNOTATIONS

Miss. Code Ann. §§ 75-9-401, et seq.

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-402, 100 A.L.R.3d 10

Sufficiency of description of collateral in financing statement under UCC §§ 9-110 and 9-203, 100 A.L.R.3d 940

68A Am.Jur.2d *Secured Transactions* §§ 288-509

79 C.J.S. *Secured Transactions* §§ 50-80, 128, 134-143

§ 2-11. Mississippi County Codes.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

MISSISSIPPI COUNTY (#)
(UCC and Central Filing System Codes)

01 Adams	15 Copiah	29 Itawamba	43 Lincoln	57 Pike	71 Tishomingo
02 Alcorn	16 Covington	30 Jackson	44 Lowndes	58 Pontotoc	72 Tunica
03 Amite	17 Desoto	31 Jasper	45 Madison	59 Prentiss	73 Union
04 Attala	18 Forrest	32 Jefferson	46 Marion	60 Quitman	74 Walthall
05 Benton	19 Franklin	33 Jefferson Davis	47 Marshall	61 Rankin	75 Warren
06 Bolivar	20 George	34 Jones	48 Monroe	62 Scott	76 Washington
07 Calhoun	21 Greene	35 Kemper	49 Montgomery	63 Sharkey	77 Wayne
08 Carroll	22 Grenada	36 Lafayette	50 Neshoba	64 Simpson	78 Webster
09 Chickasaw	23 Hancock	37 Lamar	51 Newton	65 Smith	79 Wilkinson
10 Choctaw	24 Harrison	38 Lauderdale	52 Noxubee	66 Stone	80 Winston
11 Claiborne	25 Hinds	39 Lawrence	53 Oktibbeha	67 Sunflower	81 Yalobusha
12 Clarke	26 Holmes	40 Leake	54 Panola	68 Tallahatchie	82 Yazoo
13 Clay	27 Humphreys	41 Lee	55 Pearl River	69 Tate	88 Unknown
14 Coahoma	28 Issaquena	42 Leflore	56 Perry	70 Tippah	99 Out of State

§ 2-12. Mississippi Farm Product Collateral Codes.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

MISSISSIPPI FARM PRODUCT COLLATERAL CODES

COLLATERAL CODES. If the collateral is not listed below, please enter the collateral name. The code will be assigned by the filing office.

101	Apples	126	Corn	151	Mint	176	Rye
102	Apricots	127	Corn, Sweet	152	Mushrooms	177	Sorghum
103	Artichokes	128	Cotton	153	Mustards	178	Soybeans
104	Asparagus	129	Cucumbers	154	Nectarines	179	Spinach
105	Avocados	130	Dates	155	Nutmeg	180	Sugar Beets
106	Bananas	131	Eggplant	156	Oats	181	Sugar Cane
107	Barley	132	Escarole	157	Olives	182	Sunflower
108	Beans, Butter	133	Figs	158	Onions	183	Sweet Potato
109	Beans, Dry	134	Flaxseed	159	Oranges	184	Tangelos
110	Beans, Lima	135	Garlic	160	Papayas	185	Tangerines
111	Beans, Snap	136	Grapes (& Raisins)	161	Peaches	186	Taro
112	Beans, Waxed	137	Grapefruit	162	Peanuts	187	Tea
113	Beets	138	Hay	163	Pears	188	Tobacco
114	Berries, Black	139	Hops	164	Peas, Dry	189	Tomatoes
115	Berries, Blue	140	Irish Potatoes	165	Peas, Field	190	Trees
116	Berries, Straw	141	Kiwi	166	Peas, Green	191	Turnips
117	Broccoli	142	Legumes	167	Pecans	192	Walnuts
118	Brussel Sprouts	143	Lemons	168	Peppers	193	Wheat
119	Cabbage	144	Lettuce	169	Persimmons	194	Muscadine
120	Carrots	145	Limes	170	Pineapple	195	Pumpkins
121	Cauliflower	146	Maple Syrup	171	Plums (& Prunes)	196	Squash
122	Celery	147	Melon, Cantaloupes	172	Pomegranates	197	Corn Silage
123	Cherries	148	Melon, Honey Dew	173	Popcorn	198	Alfalfa
124	Coffee	149	Melons, Water	174	Rape Seed	199	Okra
125	Collards	150	Milo	175	Rice		

LIVESTOCK

201	Cattle/calves	207	Goats	213	Quail	219	Parrots-Birds
202	Catfish/Fish	208	Guineas	214	Turkeys	220	Turtles
203	Chickens	209	Hogs	215	Earthworms	221	Emu
204	Ducks	210	Horses	216	Shellfish	222	Ostrich
205	Eggs Hatching	211	Lambs & Sheep	217	Honey Bees	223	Rhea
206	Geese	212	Mules	218	Rabbits-Hares		

OTHER

301	Cheese	305	Honey	309	Wool	313	Kenaf
302	Eggs	306	Milk	310	(Reserved)		
303	Flowers	307	Mohair	311	Cotton Seed		
304	Grass	308	Shrubbery	312	Pelts & Products		

Chapter 3

FAMILY LAW

- § 3-1. Joint Petition for Divorce — Irreconcilable Differences.
- § 3-2. Financial Disclosure.
- § 3-3. Certificate of Compliance.
- § 3-4. Child Custody, Support and Property Settlement Agreement.
- § 3-5. Agreed Final Judgment of Divorce — Irreconcilable Differences.

§ 3-1. Joint Petition for Divorce — Irreconcilable Differences.

ANNOTATIONS

Miss. Code Ann. § 93-5-2

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 28:6 (2001)

24 Am.Jur.2d Irretrievable Breakdown of Marriage § 24

24 Am.Jur.2d *No Fault Divorce* § 251

27A C.J.S. *Divorce* § 18

§ 3-2. Financial Disclosure.

ANNOTATIONS

Uniform Chancery Court Rule 8.05 and Ex. “A” and “B”

27B C.J.S. Financial Circumstances of Parties, Consideration, Counsel Fees and Expenses, *Divorce* § 358

§ 3-3. Certificate of Compliance.

ANNOTATIONS

Uniform Chancery Court Rule 8.05 and Ex. “C”

§ 3-4. Child Custody, Support and Property Settlement Agreement.

NOTE: In Section III of the form, a child support sum is called for. The Child Support Guidelines are set forth in Miss. Code Ann. §§ 43-19-101 and 43-19-103, and call for the following calculations:

$(\text{Gross Income} - \text{Deductions to Income}) \times (\text{Number of Children Percentage})$

The “Gross Income” number is the parent’s annual gross income from all potential sources that may reasonably be expected to be available to the absent parent including, but not limited to, the following: wages and salary income; income from self employment; income from commissions; income from investments, including dividends, interest income and income on any trust account or property; absent parent’s portion of any joint income of both parents; workers’ compensation, disability, unemployment, annuity and retirement

benefits, including an individual retirement account (IRA); any other payments made by any person, private entity, federal or state government or any unit of local government; alimony; any income earned from an interest in or from inherited property; any other form of earned income; and gross income shall exclude any monetary benefits derived from a second household, such as income of the absent parent's current spouse [Miss. Code Ann. § 43-19-101(3)(a)].

The "Deductions to Income" number is made up of the annual total of:

(i) federal, state and local taxes (contributions to the payment of taxes over and beyond the actual liability for the taxable year is not considered a mandatory deduction);

(ii) social security contributions;

(iii) retirement and disability contributions, except any voluntary retirement and disability contributions [Miss. Code Ann. § 43-19-101(3)(a)].

In addition, if the absent parent is subject to an existing court order for another child or children, subtract the amount of that court-ordered support [Miss. Code Ann. § 43-19-101(3)(b)]; and, if the absent parent is also the parent of another child or other children residing with him or her, then the court may subtract an amount that it deems appropriate to account for the needs of said child or children [Miss. Code Ann. § 43-19-101(3)(c)].

Once the deductions are taken, the annual income figure is divided by 12 to reach an adjusted monthly income figure [Miss. Code Ann. § 43-19-101(3)(e)]. Then, the appropriate percentage of that adjusted income figure, based on the number of children, determines the base amount:

One child, 14% (that is, multiply the adjusted monthly income figure by .14);

Two children, 20% (multiply the adjusted monthly income figure by .20);

Three children, 22% (multiply the adjusted monthly income figure by .22);

Four children, 24% (multiply the adjusted monthly income figure by .24);

Five or more children, 26% (multiply the adjusted monthly income figure by .26) [Miss. Code Ann. § 43-19-101(1)].

Counsel should note that the formula creates only a rebuttable presumption of a proper award, and that the presumption may be overcome by a specific finding on the record that the application of the guidelines would be unjust or inappropriate in a particular case as determined according to the following criteria [Miss. Code Ann. § 43-19-103]:

(a) Extraordinary medical, psychological, educational or dental expenses.

(b) Independent income of the child.

(c) The payment of both child support and spousal support to the obligee.

(d) Seasonal variations in one or both parents' incomes or expenses.

(e) The age of the child, taking into account the greater needs of older children.

(f) Special needs that have traditionally been met within the family budget even though the fulfilling of those needs will cause the support to exceed the proposed guidelines.

(g) The particular shared parental arrangement, such as where the noncustodial parent spends a great deal of time with the children thereby reducing the financial expenditures incurred by the custodial parent, or the refusal of the noncustodial parent to become involved in the activities of the child, or giving due consideration to the custodial parent's homemaking services.

(h) Total available assets of the obligee, obligor and the child.

(i) Any other adjustment which is needed to achieve an equitable result which may include, but not be limited to, a reasonable and necessary existing expense or debt.

Effective July 1, 2004, 2004 Acts of Miss., Chapter 582, § 1 amended Miss. Code Ann. § 43-19-101 to provide that the following shall be entered as findings on the record or in the court's judgment:

(a) The availability to all parties of health insurance coverage for the child(ren); and

(b) The cost of health insurance coverage to all parties.

The court shall then make appropriate provisions in the judgment for the provision of health insurance coverage for the child(ren) in the manner that is in the best interests of the child(ren). If the court requires the custodial parent to obtain the coverage then its cost shall be taken into account in establishing the child support award. If the court determines that health insurance coverage is not available to any party or that it is not available to either party at a cost that is reasonable as compared to the income of the parties, then the court shall make specific findings as to such either on the record or in the judgment. In that event, the court shall make appropriate provisions in the judgment for the payment of medical expenses of the child(ren) in the absence of health insurance coverage.

ANNOTATIONS

Miss. Code Ann. § 93-5-2

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 28:10 - § 28:16, § 28:17 - § 28:30, § 28:38 (2001)

Jeffrey M. Williams, *Mississippi's Child Support Guidelines: Need, Process and Review*, 70 Miss. L.J. 1065

Right To Credit On Child Support For Contributions To Housing Costs, Utility Bills, And Other Alleged Household Necessities Made For Child's Benefit While Child Is Not Living With Obligor Parent, 123 A.L.R.5th 565

Basis For Imputing Income For Purpose Of Determining Child Support Where Obligor Spouse Is Voluntarily Unemployed Or Underemployed, 76 A.L.R.5th 191

Consideration Of Obligor's Personal-Injury Recovery Or Settlement In Fixing Alimony Or Child Support, 59 A.L.R.5th 489

Application Of Child-Support Guidelines To Cases Of Joint-, Split-, Or Similar Shared-Custody Arrangements, 57 A.L.R.5th 389

Right To Credit On Child Support Payments For Social Security Or Other Government Dependency Payments Made For Benefit Of Child, 34 A.L.R.5th 447

Consideration Of Obligated Spouse's Earnings From Overtime Or "Second Job" Held In Addition To Regular Full-Time Employment In Fixing Alimony Or Child Support Awards, 17 A.L.R.5th 143

State Court's Authority, In Marital Or Child Custody Proceeding, To Allocate Federal Income Tax Dependency Exemption For Child To Noncustodial Parent Under § 152(e) of the Internal Revenue Code, 77 A.L.R.4th 786

24A Am.Jur.2d *Child Custody* §§ 929-1000

24A Am.Jur.2d *Child Custody* §§ 1001-1107

24A Am.Jur.2d Property Settlement, Separation & Support Agreements § 1187

22 Am.Jur. *Trials* 347 Child Custody Litigation

22 Am.Jur. *Trials* 505 Modification of Custodial Decree & Visitation Rights

65 Am.Jur. *Trials* 127 Relocation of Children by the Custodial Parent

27C C.J.S. *Custody of Children* § 618, et seq.

27C C.J.S. *Child Support* § 665, et seq.

27C C.J.S. Property Settlement Agreements & Stipulations, Disposition of Property, *Divorce* § 572, et seq.

§ 3-5. Agreed Final Judgment of Divorce — Irreconcilable Differences.

ANNOTATIONS

Miss. Code Ann. § 93-5-2

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 28:6 (2001)

24 Am.Jur.2d *Divorce & Separation* § 1-1209

24 Am.Jur.2d Irretrievable Breakdown of Marriage § 24

24 Am.Jur.2d *No Fault Divorce* § 251

27A C.J.S. *Divorce* § 18

Chapter 4

GENERAL LITIGATION

Part 1. Miscellaneous Litigation Forms.

- § 4-1. Entry of Appearance.
- § 4-2. Conditional Assumption of Defense and Indemnification Letter.
- § 4-3. Subpoena Duces Tecum.
- § 4-4. Motion to Quash Subpoena.
- § 4-5. Notice of Hearing.
- § 4-6. Motion to Partially Quash Subpoena Duces Tecum and for Protective Order.
- § 4-7. Protective Order.
- § 4-8. Authorization for Release of Records.
- § 4-9. Notice of Deposition.
- § 4-10. Defendants' Notice of 30(b)(6) Deposition.
- § 4-11. Expert Designations in Federal Court.
- § 4-11A. Motion to Dismiss Seller in Stream of Commerce from Product Liability Action.
- § 4-12. Full, Complete, and Final Settlement Release.
- § 4-13. Confidential Full, Final and Complete Release.
- § 4-14. Agreed Order of Dismissal with Prejudice.
- § 4-15. Petition for Approval of Third Party Settlement and Settlement of Workers' Compensation Claim.
- § 4-16. Order Approving Third Party Settlement and Settlement of Workers' Compensation Claim.
- § 4-17. Petition for Authority to Compromise Claim of Minor for Less Than \$10,000.00.
- § 4-18. Decree Authorizing Compromise of Claim of Minor for Less Than \$10,000.00.

Part 2. Mississippi Rules Of Civil Procedure Forms.

- § 4-19. Summons and Proof of Service — Rules of Civil Procedure Form 1A.
- § 4-20. Summons and Sheriff's Return — Rules of Civil Procedure Form 1AA.
- § 4-21. Notice and Acknowledgement for Service by Mail — Rules of Civil Procedure Form 1B.
- § 4-22. Summons by Publication — Rules of Civil Procedure Form 1C.
- § 4-23. Rule 81 Summons (Sheriff or Process Server) — Rules of Civil Procedure Form 1D.
- § 4-24. Rule 81 Summons (Summons by Publication) — Rules of Civil Procedure Form 1DD.
- § 4-25. Waiver of Process — Rules of Civil Procedure Form 1E.
- § 4-26. Complaint on a Promissory Note — Rules of Civil Procedure Form 2.
- § 4-27. Complaint on Covenant or Agreement — Rules of Civil Procedure Form 3.
- § 4-28. Complaint for Specific Performance — Rules of Civil Procedure Form 4.
- § 4-29. Complaint on an Open Account — Rules of Civil Procedure Form 5.
- § 4-30. Complaint on Account Stated — Rules of Civil Procedure Form 6.
- § 4-31. Complaint for Goods Sold and Delivered — Rules of Civil Procedure Form 7.
- § 4-32. Complaint for Work and Labor Done — Rules of Civil Procedure Form 8.
- § 4-33. Complaint for Money Lent — Rules of Civil Procedure Form 9.
- § 4-34. Complaint for Money Paid by Mistake — Rules of Civil Procedure Form 10.
- § 4-35. Complaint for Money Had and Received — Rules of Civil Procedure Form 11.
- § 4-36. Complaint for Money Paid by Plaintiff for Defendant — Rules of Civil Procedure Form 12.
- § 4-37. Complaint on a Policy of Life Insurance — Rules of Civil Procedure Form 13.
- § 4-38. Complaint on a Policy of Fire Insurance — Rules of Civil Procedure Form 14.
- § 4-39. Complaint for Negligence or Wantonness — Rules of Civil Procedure Form 15.
- § 4-40. Complaint Assault and Battery — Rules of Civil Procedure Form 16.
- § 4-41. Complaint for False Imprisonment — Rules of Civil Procedure Form 17.
- § 4-42. Complaint for Malicious Prosecution — Rules of Civil Procedure Form 18.
- § 4-43. Complaint for Fraud — Rules of Civil Procedure Form 19.
- § 4-44. Complaint on a Warranty — Rules of Civil Procedure Form 20.

MISSISSIPPI LEGAL FORMS

- § 4-45. Complaint for Conversion — Rules of Civil Procedure Form 21.
- § 4-46. Motion to Dismiss Pursuant to Rule 12(b) — Rules of Civil Procedure Form 22.
- § 4-47. Answer Presenting Defenses Under Rule 12(b) — Rules of Civil Procedure Form 23.
- § 4-48. Motion to Bring in Third-Party Defendant — Rules of Civil Procedure Form 24.
- § 4-49. Third-Party Complaint — Rules of Civil Procedure Form 25.
- § 4-50. Motion to Intervene as a Defendant Under Rule 24 — Rules of Civil Procedure Form 26.
- § 4-51. Motion to Drop Defendant or for Severance of Claims — Rules of Civil Procedure Form 27.
- § 4-52. Motion by Defendant for Severance of Claims of Several Plaintiffs — Rules of Civil Procedure Form 28.
- § 4-53. Motion by Plaintiff to Add Defendant — Rules of Civil Procedure Form 29.
- § 4-54. Motion by Defendant to Bring in Additional Defendant — Rules of Civil Procedure Form 30.
- § 4-55. Motion by Defendant to Add Additional Plaintiff — Rules of Civil Procedure Form 31.
- § 4-56. Answer to Complaint Set Forth in Form 11 with Counter-Claim for Interpleader — Rules of Civil Procedure Form 32.
- § 4-57. Plaintiff's Motion for Substitution — Deceased Party Defendant — Rules of Civil Procedure Form 33.
- § 4-58. Pre-Trial Order — Rules of Civil Procedure Form 34.
- § 4-59. Motion for Judgment Notwithstanding the Verdict, or in the Alternative, for New Trial — Rules of Civil Procedure Form 35.
- § 4-60. Application to Clerk for Entry of Default and Supporting Affidavit — Rules of Civil Procedure Form 36.
- § 4-61. Docket for Entry of Default — Rules of Civil Procedure Form 37.
- § 4-62. Default Judgment Entered by Court — Rules of Civil Procedure Form 38.

Part 3. Mississippi Rules of Appellate Procedure Forms.

- § 4-63. Notice of Appeal — Rules of Appellate Procedure Form 1.
- § 4-64. Designation of the Record — Rules of Appellate Procedure Form 2.
- § 4-65. Certificate of Compliance with Rule 11(b)(1) — Rules of Appellate Procedure Form 3.
- § 4-66. Affidavit to Accompany Motion for Leave to Appeal in Forma Pauperis — Rules of Appellate Procedure Form 4.
- § 4-67. Appeal Bond to Supreme Court of Mississippi with Supersedeas — Rules of Appellate Procedure Form 5.
- § 4-68. List of Clerk's Papers — Rules of Appellate Procedure Form 6.

Part 4. United States District Court Forms.

- § 4-68A. Case Management Order - U.S. District Court Form 1.
- § 4-69. Notice of Receipt of Original Deposition.
- § 4-70. Notice of Service of Interrogatories or Requests for Production of Documents or Responses Thereto — U.S. District Court Form 2(b).
- § 4-71. Notice of Service of Pre-trial Discovery Disclosure Information — U.S. District Court Form 2(c).
- § 4-72. Pre-Trial Order — U.S. District Court Form 3.
- § 4-73. Good Faith Certificate — U.S. District Court — U.S. District Court Form 4.
- § 4-74. Application For Enrollment In Court's Panel of Neutrals — U.S. District Court — U.S. District Court Form 5.
- § 4-75. Application For Admission *Pro Hac Vice* — Form 6.
- § 4-76. Notice, Consent, and Reference of a Civil Action to a Magistrate Judge (AO85) — Form 7.
- § 4-76A. Notice, Consent, and Reference of a Dispositive Motion to a Magistrate Judge (AO85A).

Part 1. Miscellaneous Forms.**§ 4-1. Entry of Appearance.**

ANNOTATIONS

4 Am.Jur.2d Appearance of Parties §§ 1-4

§ 4-2. Conditional Assumption of Defense and Indemnification Letter.

ANNOTATIONS

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 69:17, 69:21 (2001)

Liability Insurance: Insurer's Assumption Of Or Continuation In Defense Of Action Brought Against The Assured As Waiver Or Estoppel As Regards Defense Of Noncoverage Or Other Defense Existing At Time Of Accident, 38 A.L.R.2d 1148

41 Am.Jur.2d *Indemnity* §§ 28, 29

§ 4-3. Subpoena Duces Tecum.

ANNOTATIONS

MRCP 45

Miss. Code Ann. § 41-9-103, § 11-1-51

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

Form, Particularity, And Manner Of Designation Required In Subpoena Duces Tecum For Production Of Corporate Books, Records, And Documents, 23 A.L.R.2d 862

23 Am.Jur.2d *Depositions* § 95

98C C.J.S. *Witness* §§ 35-52

§ 4-4. Motion to Quash Subpoena.

ANNOTATIONS

MRCP 45

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

98 C.J.S. *Witnesses* § 52

§ 4-5. Notice of Hearing.

ANNOTATIONS

MRCP 45

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-6. Motion to Partially Quash Subpoena Duces Tecum and for Protective Order.

ANNOTATIONS

MRCP 26, 45

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

Construction And Effect Of Rules 30(b), (d), 31(d), Of The Federal Rules Of Civil Procedure, And Similar State Statutes And Rules, Relating To Preventing, Limiting, Or Terminating The Taking Of Depositions, 70 A.L.R.2d 685

62B Am.Jur.2d *Process* § 41

60 C.J.S. *Motions* § 46-47

§ 4-7. Protective Order.

ANNOTATIONS

MRCP 26

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 13:79 (2001)

23 Am.Jur.2d *Depositions and Discovery* §§29, 84-107

27 C.J.S. *Discovery* § 106

§ 4-8. Authorization for Release of Records.

ANNOTATIONS

MRE 503

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 36:7 (2001)

75 Am.Jur.2d *Trial* § 13

27 C.J.S. *Discovery* § 84

§ 4-9. Notice of Deposition.

ANNOTATIONS

MRCP 30

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:81 – 13:86 (2001)

Construction And Effect Of Rules 30(b), (d), 31(d), Of The Federal Rules Of Civil Procedure, And Similar State Statutes And Rules, Relating To Preventing, Limiting, Or Terminating The Taking Of Depositions, 70 A.L.R.2d 685

23 Am.Jur.2d *Depositions and Discovery* §§ 124, 126, 139, 140, 141, 142, 146, 166

26B C.J.S. *Depositions* §§ 59-66

§ 4-10. Notice of 30(b)(6) Deposition.

ANNOTATIONS

MRCP 30

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 13:88 (2001)

Construction And Effect Of Rules 30(b), (d), 31(d), Of The Federal Rules Of Civil Procedure, And Similar State Statutes And Rules, Relating To Preventing, Limiting, Or Terminating The Taking Of Depositions, 70 A.L.R.2d 685

Sanctions Available Under Rule 37, Federal Rules of Civil Procedure, Other Than Exclusion Of Expert Testimony, For Failure To Obey Discovery Order Not Related To Expert Witness, 156 A.L.R. Fed. 601

Federal District Court's Power To Impose Sanctions On Non-Parties For Abusing Discovery Process, 149 A.L.R. Fed. 589

23 Am.Jur.2d *Depositions and Discovery* §§ 139, 140

27 C.J.S. *Discovery* § 17

§ 4-11. Expert Designations in Federal Court.

ANNOTATIONS

FRCP 26(a)(2)

Federal District Court Uniform Local Rule 26.1

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 13:133 (2001)

Propriety Of Exclusion Of Expert Testimony As Sanction Under Federal Civil Procedure Rule 37(b)(2)(B) For Violation Of Discovery Order, 151 A.L.R. Fed. 561

§ 4-11A. Motion to Dismiss Seller in Stream of Commerce from Product Liability Action.

IN THE CHANCERY COURT OF _____ COUNTY, MISSISSIPPI

_____, PLAINTIFF

v. CIVIL ACTION NO. _____

_____, DEFENDANT

COMES NOW _____ and for its motion to dismiss the complaint says:

1. On _____, 20__, _____ was served with a complaint naming _____ as a defendant in an action seeking damages based on a products liability claim.

2. _____'s liability is based solely on _____'s status as a seller in the stream of commerce.

3. Another defendant, _____, is properly before the Court, and recovery on the products liability claim may be had from _____.

4. Under Mississippi Annotated Code Section 11-1-64, _____ is therefore entitled to an order of dismissal of the claim without prejudice.

WHEREFORE, PREMISES CONSIDERED, _____ prays for an order dismissing the claim, and for such other relief as is just and proper in the premises.

Respectfully submitted,

Name

By: _____

Of Counsel

OF COUNSEL:

Name and address

IN THE CHANCERY COURT OF _____ COUNTY, MISSISSIPPI

_____, PLAINTIFF

v. CIVIL ACTION NO. _____

_____, DEFENDANT

**AFFIDAVIT ACCOMPANYING MOTION TO DISMISS PRODUCT
LIABILITY CLAIM AGAINST SELLER IN STREAM OF COMMERCE**

I, _____, being first duly sworn, depose and say that I am a defendant in this case; that in support of my motion to dismiss the claim, I state that I am aware of no facts or circumstances on which a verdict could be reached against me, other than my status as a seller in the stream of commerce.

I understand that a false statement in this affidavit will subject me to penalties for perjury.

Signature of Affiant

ANNOTATIONS

MRCP 12

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice
Section of The Mississippi Bar

§ 4-12. Full, Complete, and Final Settlement Release.

ANNOTATIONS

FRCP 26(a)(2)

Federal District Court Uniform Local Rule 26.1

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 21:1 – 21:73
(2001)

66 Am.Jur.2d *Release* § 1 et seq.

76 C.J.S. *Release* § 1 et seq.

§ 4-13. Confidential Full, Final and Complete Release.

ANNOTATIONS

FRCP 26(a)(2)

Federal District Court Uniform Local Rule 26.1

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 21-1 through § 21-73 (2001)

66 Am.Jur.2d *Release* § 1 et seq.

76 C.J.S. *Release* § 1 et seq.

§ 4-14. Agreed Order of Dismissal with Prejudice.

ANNOTATIONS

MRCP 41

Miss. Code Ann. § 71-3-71, Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 13:203 (2001)

24 Am.Jur.2d *Dismissal* § 10

27 C.J.S. *Dismissal and Nonsuit* § 9

§ 4-15. Petition for Approval of Third Party Settlement and Settlement of Workers' Compensation Claim.

ANNOTATIONS

Miss. Code Ann. § 71-3-29, § 71-3-71

Powe v. Jackson, 236 Miss. 11, 109 So. 2d 546 (1956)

M. Sean Sullivan, *Achieving the Best Tax Treatment for your Physical Injury Client's Settlement Award*, 66 Miss. L.J. 579

Workmen's Compensation: Attorney's Fee Or Other Expenses Of Litigation Incurred By Employee In Action Against Third Party Tortfeasor As Charge Against Employer's Distributive Share, 74 A.L.R.3d 854

82 Am.Jur.2d *Workers' Compensation* §§ 481, 507-516

100 C.J.S. *Workers' Compensation* § 748

101 C.J.S. *Workers' Compensation* § 1510

§ 4-16. Order Approving Third Party Settlement and Settlement of Workers' Compensation Claim.

ANNOTATIONS

Miss. Code Ann. § 71-3-29, § 71-3-71

Powe v. Jackson, 236 Miss. 11, 109 So. 2d 546 (1956)

M. Sean Sullivan, Achieving the Best Tax Treatment for your Physical Injury Client's Settlement Award, 66 Miss. L.J. 579

Annotation: Workmen's Compensation: Attorney's Fee Or Other Expenses Of Litigation Incurred By Employee In Action Against Third Party Tortfeasor As Charge Against Employer's Distributive Share, 74 A.L.R.3d 854

82 Am.Jur.2d *Workers' Compensation* §§ 481, 507-516

100 C.J.S. Workers' Compensation § 748

101 C.J.S. Workers' Compensation § 1510

§ 4-17. Petition for Authority to Compromise Claim of Minor for Less Than \$10,000.00.

ANNOTATIONS

Miss. Code Ann. § 93-13-59, § 93-13-211

42 Am.Jur.2d *Infants* § 58

59 Am.Jur.2d *Parent and Child* §§ 40, 57, 71

15A C.J.S. Compromise and Settlement § 50

§ 4-18. Decree Authorizing Compromise of Claim of Minor for Less Than \$10,000.00.

ANNOTATIONS

Miss. Code Ann. § 93-13-59, § 93-13-211

42 Am.Jur.2d *Infants* § 58

59 Am.Jur.2d *Parent and Children* §§ 40, 57, 71

15A C.J.S. Compromise and Settlement § 50

Part 2. Mississippi Rules of Civil Procedure Forms.

§ 4-19. Summons and Proof of Service — Rules of Civil Procedure Form 1A.

ANNOTATIONS

MRCP 4

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:25-13:26; 13:29-13:31; 13:33-13:35 (2001)

62B Am.Jur.2d *Process* §§ 66-93; §§ 105-113; §§ 126-134; §§ 146-150; §§ 164-167; §§ 169-170; §§ 201-203; §§ 219-227; § 307; §§ 317-347 (1990)

72 C.J.S. *Process* §§ 12-23; 77

§ 4-20. Summons and Sheriff's Return — Rules of Civil Procedure Form 1AA.

ANNOTATIONS

MRCP 4

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 13:38 (2001)

72 C.J.S. *Process* §§ 78-88

§ 4-21. Notice and Acknowledgement for Service by Mail — Rules of Civil Procedure Form 1B.

ANNOTATIONS

MRCP 4

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

72 C.J.S. *Process* § 46

§ 4-22. Summons by Publication — Rules of Civil Procedure Form 1C.

ANNOTATIONS

MRCP 4

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 13:32 (2001)

62B Am.Jur.2d *Process* § 168; § 241; §§ 253-262

72 C.J.S. *Process* §§ 58-72

§ 4-23. Rule 81 Summons (Sheriff or Process Server) — Rules of Civil Procedure Form 1D.

ANNOTATIONS

MRCP 4, 81

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:46 – 13:48 (2001)

§ 4-24. Rule 81 Summons (Summons by Publication) — Rules of Civil Procedure Form 1DD.

ANNOTATIONS

MRCP 4, 81

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:46 – 13:47 (2001)

§ 4-25. Waiver of Process — Rules of Civil Procedure Form 1E.

FORM 1E. WAIVER OF PROCESS

IN THE _____ COURT OF COUNTY, MISSISSIPPI

A.B. Plaintiff

v.

Civil Action, File No. _____

C.D. Defendant

WAIVER OF PROCESS

The undersigned (name), whose post office address is _____ and whose street address is _____, does hereby waive the service of summons and (designate any pleading on which service is being waived) upon myself in this cause.

In executing this document I certify that I am not an unmarried minor and am not mentally incompetent.

(In addition the person executing the waiver may add any or all of the following to the document:)

[Furthermore, by the filing of this document, I enter my appearance in this cause]

just as if I had been served more than 30 days prior to this date]

[and agree that this action may be heard and disposed of without further notice to me]

[and join in this action and in the prayer for relief]

This the __ day of _____, 20__.

Name

STATE OF _____)

COUNTY OF _____)

Personally appeared before me, the undersigned authority for the jurisdiction aforesaid, the within named _____ who acknowledged that he signed and delivered the above and foregoing instrument on the day and year therein mentioned.

Given under my hand this the ____ day of _____, 20__.

Notary Public

My Commission Expires:

[In lieu of the above acknowledgment the following oath may be used:]

STATE OF _____)

COUNTY OF _____)

Personally appeared before me the undersigned authority in and for the jurisdiction aforesaid the within named _____ who, being first by me duly sworn, states on oath that the matters and facts set forth in the foregoing instrument are true and correct as therein stated.

Name

Sworn to and subscribed before me this the ____ day of _____, 20__.

Notary Public

My Commission Expires:

[Adopted effective February 1, 1990; amended effective July 1, 2009 to delete convicted felony exception.]

FORM 2. COMPLAINT ON A PROMISSORY NOTE

1. Defendant on or about _____, 19__, executed and delivered to Plaintiff a promissory note [in the following words and figures: (here set out the note verbatim)]; [a copy of which is hereto annexed as Exhibit A]; [whereby defendant promised to pay to plaintiff or order on ____ 19__, the sum of ____ dollars with interest thereon at the rate of ____ percent per annum] [and agreed to pay a reasonable attorney's fee for collection].

2. Defendant owes to plaintiff [the amount of said note] [\$____ that is due on said note] and interest.

Wherefore plaintiff demands judgment against defendant for the sum of ____ dollars, interest, attorney's fee, and costs.

Attorney for Plaintiff

ANNOTATIONS

MRCP 4

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 13:40 (2001)

62B Am.Jur.2d *Process* § 111 (1990)

72 C.J.S. *Process* § 46 (1987)

§ 4-26. Complaint on a Promissory Note — Rules of Civil Procedure Form 2.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 15:1 (2001)

§ 4-27. Complaint on Covenant or Agreement — Rules of Civil Procedure Form 3.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-28. Complaint for Specific Performance — Rules of Civil Procedure Form 4.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-29. Complaint on an Open Account — Rules of Civil Procedure Form 5.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-30. Complaint on Account Stated — Rules of Civil Procedure Form 6.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-31. Complaint for Goods Sold and Delivered — Rules of Civil Procedure Form 7.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW §§ 64:1 – 64:102; 64:16 – 64:19; 64:76 – 64:85 (2001)

§ 4-32. Complaint for Work and Labor Done — Rules of Civil Procedure Form 8.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-33. Complaint for Money Lent — Rules of Civil Procedure Form 9.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-34. Complaint for Money Paid by Mistake — Rules of Civil Procedure Form 10.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

70 C.J.S. *Payment* § 113 & 114

§ 4-35. Complaint for Money Had and Received — Rules of Civil Procedure Form 11.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-36. Complaint for Money Paid by Plaintiff for Defendant — Rules of Civil Procedure Form 12.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

§ 4-37. Complaint on a Policy of Life Insurance — Rules of Civil Procedure Form 13.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 40:27 – 40:29, 40:94

§ 4-38. Complaint on a Policy of Fire Insurance — Rules of Civil Procedure Form 14.

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 40:30, 40:98-40:106 (2001)

§ 4-39. Complaint for Negligence or Wantonness — Rules of Civil Procedure Form 15.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-64 (immunity for sellers of defective products in stream of commerce)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 52:6 – 52:8, 52:1 – 52:55 (2001)

57A Am.Jur.2d *Negligence* § 1 et seq.

57A Am.Jur.2d *Negligence* § 729

61A Am.Jur.2d *Pleading* § 217

61B Am.Jur.2d *Pleading* § 926

57A C.J.S. *Negligence* § 1 et seq.

57A C.J.S. *Negligence* §§ 714-743

§ 4-40. Complaint Assault and Battery — Rules of Civil Procedure Form 16.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 23:61 – 23:69 (2001)

6 Am.Jur.2d *Assault and Battery* §§ 159 and 160

6A C.J.S. *Assault and Battery* §§ 31-33

§ 4-41. Complaint for False Imprisonment — Rules of Civil Procedure Form 17.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

32 Am.Jur.2d *False Imprisonment* §§ 121-124

35 C.J.S. *False Imprisonment* §§ 51-52

§ 4-42. Complaint for Malicious Prosecution — Rules of Civil Procedure Form 18.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

52 Am.Jur.2d *Malicious Prosecution* § 128

54 C.J.S. *Malicious Prosecution* §§ 67-72

§ 4-43. Complaint for Fraud — Rules of Civil Procedure Form 19.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

37 Am.Jur.2d *Fraud and Deceit* §§ 450-470

37 C.J.S. *Fraud* §§ 86-93

§ 4-44. Complaint on a Warranty — Rules of Civil Procedure Form 20.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-64 (immunity for sellers of defective products in stream of commerce)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 64:28 – 64:35 (2001)

67 Am.Jur.2d *Sales* §§ 690-852

77A C.J.S. *Sales* §§ 278-283

§ 4-45. Complaint for Conversion — Rules of Civil Procedure Form 21.

NOTE: In 2002, the Mississippi Legislature passed the Tort Reform Act [House Bill 19, 2002 Third Extraordinary Session], which includes among its provisions affecting tort causes of action filed on or after January 1, 2003:

Miss. Code Ann. § 11-11-3 (venue)

Miss. Code Ann. § 85-5-7 (apportionment of fault among joint tortfeasors)

Miss. Code Ann. § 11-1-65 (punitive damages limitations)

House Bill 19, 2002 Third Extraordinary Session, § 10 (loss of enjoyment of life no longer separate measure of damages from pain and suffering)****

ANNOTATIONS

MRCP 7 – 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

18 Am.Jur.2d *Conversion* §§ 150-157

18 C.J.S. *Conversion* §§ 1-37

§ 4-46. Motion to Dismiss Pursuant to Rule 12(b) — Rules of Civil Procedure Form 22.

ANNOTATIONS

MRCP 12

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 13:18 – 18:22 (2001)

61 Am.Jur.2d *Pleading* §§ 536-576

71 C.J.S. *Pleading* §§ 622-670

§ 4-47. Answer Presenting Defenses Under Rule 12(b) — Rules of Civil Procedure Form 23.

ANNOTATIONS

MRCP 12

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 13:18 – 13:22 (2001)

61 Am.Jur.2d *Pleading* §§ 220-338

71 C.J.S. *Pleading* §§ 159-208

§ 4-48. Motion to Bring in Third-Party Defendant — Rules of Civil Procedure Form 24.

ANNOTATIONS

MRCP 14

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 13:11 (2001)

Right of Defendant Under Rules 14(a) and 18(a) of Federal Rules of Civil Procedure to Assert Against Third Party Properly in Case, Claim for Damages in Excess of, or Different From, Those Sought by Original Plaintiff, 12 A.L.R. Fed. 877

45 Am.Jur.2d *Interpleader* §§ 36-40

48 C.J.S. *Interpleader* §§ 9, 25-46

§ 4-49. Third-Party Complaint — Rules of Civil Procedure Form 25.

ANNOTATIONS

MRCP 14

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 13:11 (2001)

45 Am.Jur.2d *Interpleader* § 40

48 C.J.S. *Interpleader* § 34

§ 4-50. Motion to Intervene as a Defendant Under Rule 24 — Rules of Civil Procedure Form 26.

ANNOTATIONS

MRCP 24

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 13:60 – 13:63 (2001)

§ 4-51. Motion to Drop Defendant or for Severance of Claims — Rules of Civil Procedure Form 27.

ANNOTATIONS

MRCP 12, 20, 21, 42

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 162, 164 (2001)

1 Am.Jur.2d *Actions* §§ 110-130

1A C.J.S. *Actions* § 224

**§ 4-52. Motion by Defendant for Severance of Claims of Several Plaintiffs
— Rules of Civil Procedure Form 28.**

ANNOTATIONS

MRCP 20, 21, 42

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of the Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:53 – 13:55, 13:158 – 13:162 (2001)

75 Am.Jur.2d *Trial* §§ 117-48, 152-56

35A C.J.S. *Federal Civil Procedure* §§ 40, 46, 102, 113, 124, 174-75, 177, 324

35B C.J.S. *Federal Civil Procedure* §§ 790, 809, 916-17

**§ 4-53. Motion by Plaintiff to Add Defendant — Rules of Civil Procedure
Form 29.**

ANNOTATIONS

MRCP 15, 19, 20

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:10, 13:53, 13:56 (2001)

Richard T. Phillips, *Litigation In Mississippi Today: A Symposium: Class Actions & Joinder In Mississippi*, 71 Miss. L.J. 447

Propriety Of Use Of Fictitious Name Of Defendant In Federal District Court, 139 A.L.R. Fed. 553

Rule 15(c), Federal Rules of Civil Procedure, Or State Law As Governing Relation Back Of Amended Pleading, 100 A.L.R. Fed. 880

Construction And Application Of Rule 15(d) of Federal Rules of Civil Procedure Providing For Allowance Of Supplemental Pleadings Setting Forth Transactions, Occurrences, Or Events Subsequent To Original Pleadings, 28 A.L.R. Fed. 129

Amendment of Pleading to Add, Substitute, or Change Capacity of, Party Plaintiff as Relating Back to Date of Original Pleading, Under Rule 15(c) of Federal Rules of Civil Procedure, so as to Avoid Bar of Limitations, 12 A.L.R. Fed. 233

75B Am.Jur.2d *Trial* § 1928

35A C.J.S. *Federal Civil Procedure* §§ 40, 46, 102, 113, 116, 175, 177, 322, 324

35B C.J.S. *Federal Civil Procedure* §§ 209, 917

§ 4-54. Motion by Defendant to Bring in Additional Defendant — Rules of Civil Procedure Form 30.

ANNOTATIONS

MRCP 15, 19, 20

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:10, 13:53, 13:56 (2001)

Richard T. Phillips, *Litigation In Mississippi Today: A Symposium: Class Actions & Joinder In Mississippi*, 71 Miss. L.J. 447

Propriety Of Use Of Fictitious Name Of Defendant In Federal District Court, 139 A.L.R. Fed. 553

Rule 15(c), Federal Rules of Civil Procedure, Or State Law As Governing Relation Back Of Amended Pleading, 100 A.L.R. Fed. 880

Construction And Application Of Rule 15(d) of Federal Rules of Civil Procedure Providing For Allowance Of Supplemental Pleadings Setting Forth Transactions, Occurrences, Or Events Subsequent To Original Pleadings, 28 A.L.R. Fed. 129

Amendment of Pleading to Add, Substitute, or Change Capacity of, Party Plaintiff as Relating Back to Date of Original Pleading, Under Rule 15(c) of Federal Rules of Civil Procedure, so as to Avoid Bar of Limitations, 12 A.L.R. Fed. 233

75B Am.Jur.2d *Trial* § 1928

35A C.J.S. *Federal Civil Procedure* §§ 40, 46, 102, 113, 116, 175, 177, 322, 324

35B C.J.S. *Federal Civil Procedure* §§ 209, 917

§ 4-55. Motion by Defendant to Add Additional Plaintiff — Rules of Civil Procedure Form 31.

ANNOTATIONS

MRCP 15, 19

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:10, 13:56 (2001)

75B Am.Jur.2d *Trial* § 1928

35A C.J.S. *Federal Civil Procedure* §§ 91, 95-96, 104-05, 112-13, 172, 181, 318, 322-27, 338, 347

71 C.J.S. *Pleading* § 436

§ 4-56. Answer to Complaint Set Forth in Form 11 with Counter-Claim for Interpleader — Rules of Civil Procedure Form 32.

ANNOTATIONS

MRCP 12, 22

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:58 (2001)

45 Am.Jur.2d *Interpleader* § 1 et seq.

61A Am.Jur.2d *Pleading* § 339

61B Am.Jur.2d *Pleading* § 906

35A C.J.S. *Federal Civil Procedure* §§ 45, 301, 318; *Interpleader* § 1 et seq.

35B C.J.S. *Federal Civil Procedure* §§ 209, 917

§ 4-57. Plaintiff's Motion for Substitution — Deceased Party Defendant — Rules of Civil Procedure Form 33.

ANNOTATIONS

MRCP 25

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of the Mississippi Bar

Sufficiency Of Suggestion Of Death Of Party, Filed Under Rule 25(a)(1) of Federal Rules of Civil Procedure, Governing Substitutions Of Party After Death, 105 A.L.R. Fed. 816

Construction Of Federal Rule 25(a)(1) As Permitting Substitution, As A Party, Of Personal Representative Of A Nonresident Decedent, 79 A.L.R.2d 532

59 Am.Jur.2d *Parties* §§ 218, 231, 233

35A C.J.S. *Federal Civil Procedure* §§ 156-58, 162, 164

35B C.J.S. *Federal Civil Procedure* § 805

§ 4-58. Pre-Trial Order — Rules of Civil Procedure Form 34.

ANNOTATIONS

MRCP 16

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 13:165 - 13:166 (2001)

62A Am.Jur.2d *Trial* § 1928

35A C.J.S. Federal Civil Procedure § 527

35B C.J.S. Federal Civil Procedure § 907

88 C.J.S. *Trial* § 49 n.21, § 54 n.1, 2

§ 4-59. Motion for Judgment Notwithstanding the Verdict, or in the Alternative, for New Trial — Rules of Civil Procedure Form 35.

ANNOTATIONS

MRCP 50

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of the Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 13:185 - 13:193 (2001)

Practice And Procedure With Respect To Motions For Judgment Notwithstanding Or In Default Of Verdict Under Federal Civil Procedure Rule 50(b) Or Like State Provisions, 69 A.L.R.2d 449

46 Am.Jur.2d *Judgments* §§ 322, 326, 328, 330-37

58 Am.Jur.2d *New Trial* §§ 6, 60, 80, 385, 499, 551, 555-56

75A Am.Jur.2d *Trial* §§ 941, 950, 952

35B C.J.S. *Federal Civil Procedure* §§ 973, 1089, 1093, 1098, 1219-1226

§ 4-60. Application to Clerk for Entry of Default and Supporting Affidavit — Rules of Civil Procedure Form 36.

ANNOTATIONS

MRCP 55

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, §§ 13:209 – 13:211 (2001)

2 Am.Jur.2d *Administrative Law* § 568

46 Am.Jur.2d *Judgments* §§ 260, 262, 265-66, 269, 277-78, 280-81, 285, 289, 299-301, 303, 308, 312-13, 316

35B C.J.S. *Federal Civil Procedure* §§ 1122-1130, 1133

§ 4-61. Docket for Entry of Default — Rules of Civil Procedure Form 37.

ANNOTATIONS

MRCP 55

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 13:210 (2001)

2 Am.Jur.2d *Administrative Law* § 568

46 Am.Jur.2d *Judgments* §§ 289, 308

35B C.J.S. *Federal Civil Procedure* §§ 1123-1126

§ 4-62. Default Judgment Entered by Court — Rules of Civil Procedure Form 38.

ANNOTATIONS

MRCP 55

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

J. Jackson & M. Miller, ENCYCLOPEDIA OF MISSISSIPPI LAW, § 13:210 (2001)

46 Am.Jur.2d *Judgments* §§ 278, 289, 306

35B C.J.S. *Federal Civil Procedure* §§ 1124, 1126, 1128

Part 3. Mississippi Rules of Appellate Procedure Forms.

§ 4-63. Notice of Appeal — Rules of Appellate Procedure Form 1.

ANNOTATIONS

MRAP 3, 4

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

L. Munford, MISSISSIPPI APPELLATE PRACTICE §§ 6.4 – 6.7 (3rd Ed., 2002)

5 Am.Jur.2d *Appellate Review* §§ 325-348

4 C.J.S. *Appeal and Error* §§ 368-387

§ 4-64. Designation of the Record — Rules of Appellate Procedure Form 2.

ANNOTATIONS

MRAP 10

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

L. Munford, MISSISSIPPI APPELLATE PRACTICE § 7.1 (3rd Ed., 2002)

5 Am.Jur.2d *Appellate Review* §§ 488-489

4 C.J.S. *Appeal and Error* §§ 496-505

§ 4-65. Certificate of Compliance with Rule 11(b)(1) — Rules of Appellate Procedure Form 3.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 3

IN THE _____ COURT OF THE _____ JUDICIAL
DISTRICT OF _____ COUNTY, MISSISSIPPI

VS.

PLAINTIFF

DEFENDANT

NO. _____

CERTIFICATE OF COMPLIANCE WITH RULE 11(b)(1)

I, _____, attorney for appellant _____, I have complied with M.R.A.P. 11(b) and that the estimated cost of preparing the designated record on appeal is \$ _____, and I have on or before this day deposited that sum with the clerk of this Court.

This the ____ day of _____, 20__.

Respectfully submitted,

[APPELLANT]

s/ _____
Attorney for Appellant
[Address]

CERTIFICATE OF SERVICE

I, _____, attorney for appellant _____, certify that I have this day served a copy of this Certificate of Compliance with Rule 11(b)(1) by United States mail with postage prepaid on the following persons at these addresses:

[Attorney for appellee with address]

[Court reporter with address]

This the ____ day of _____, 20__.

Attorney for Appellant

[Adopted to govern matters filed on or after January 1, 1995; amended May 23, 2002.]

ANNOTATIONS

MRAP 11

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

L. Munford, MISSISSIPPI APPELLATE PRACTICE § 7.2 (3rd Ed., 2002)

5 Am.Jur.2d *Appellate Review* § 920

4 C.J.S. Appeal and Error § 320

20 C.J.S. *Costs* § 176

§ 4-66. Affidavit to Accompany Motion for Leave to Appeal in Forma Pauperis — Rules of Appellate Procedure Form 4.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 4

IN THE CIRCUIT COURT OF THE _____ JUDICIAL DISTRICT
OF _____ COUNTY, MISSISSIPPI*

STATE OF MISSISSIPPI

VS.

NO. _____

AFFIDAVIT TO ACCOMPANY MOTION FOR LEAVE TO
APPEAL IN FORMA PAUPERIS

I, _____, being first duly sworn, depose and say that I am the _____
_____ in this case; that, in support of my motion to proceed on appeal without being
required to prepay fees and costs, I state that because of my poverty I am unable to pay the
fees and costs of this proceeding and that I believe I am entitled to redress.

I further swear that the responses which I have made to the question and instructions
below relating to my ability to pay the fees and costs of prosecuting the appeal are true.

1. Are you presently employed? _____

a. If the answer is yes, state the amount of your salary and wages per month and
give the name and address of your employer.

b. If the answer is no, state the date of your last employment and the amount of
the salary and wages per month which you received.

2. Have you received within the past twelve months any income from a business,
profession or other form of self-employment, or in the form of rental payments,
interest, dividends, or other source? _____

a. If the answer is yes, describe each source of income and state the amount
received from each during the past twelve months. _____

3. Do you own any cash or checking or savings account? _____

a. If the answer is yes, state the total value of the items owned.

4. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)?

- a. If the answer is yes, describe the property and state its approximate value.

5. List the persons who are dependent upon you for support and state your relationship to those persons.

I understand that a false statement or answer to any question or instruction in this affidavit will subject me to penalties for perjury.

Signature of Applicant

STATE OF _____
COUNTY OF _____

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 20____.

Notary Public

MY COMMISSION EXPIRES _____

* An affidavit filed in the Supreme Court accompanying an application under M.R.A.P. 22 for post-conviction collateral relief after an appeal has been affirmed or dismissed should be captioned "In the Supreme Court of Mississippi."

[Adopted to govern matters filed on or after January 1, 1995; amended May 23, 2002.]

ANNOTATIONS

MRAP 6

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar

L. Munford, MISSISSIPPI APPELLATE PRACTICE § 9.2 (3rd Ed., 2002)

5 Am.Jur.2d *Appellate Review* §§ 408-409

4 C.J.S. Appeal and Error § 324

§ 4-67. Appeal Bond to Supreme Court of Mississippi with Supersedeas — Rules of Appellate Procedure Form 5.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 5

IN THE _____ COURT OF THE _____ JUDICIAL
DISTRICT OF _____ COUNTY, MISSISSIPPI

VS.

PLAINTIFF
NO. _____
DEFENDANT

APPEAL BOND TO SUPREME COURT OF MISSISSIPPI
WITH SUPERSEDEAS

STATE OF MISSISSIPPI
COUNTY OF _____

BECAUSE IN THIS CAUSE pending in the _____ Court of the _____ Judicial District of _____ County, Mississippi, a final judgment was entered in favor of _____, plaintiff, against _____, [one of the] defendant[s], on _____, 20____, and defendant's post-trial motions were denied, the defendant, _____, desires to prosecute an appeal to the Supreme Court of Mississippi with supersedeas pursuant to Mississippi Rule of Civil Procedure 62 and M.R.A.P. Rule 8.

KNOW ALL BY THIS BOND, that we, _____, as principal, and _____, a guaranty or surety company authorized to do business in the State of Mississippi, are held and firmly bound unto plaintiff _____, or [his/her/its] administrators, executors, successors or assigns, in the penal sum of \$ _____ for which payment to be made, we bind ourselves, our successors and assigns, jointly and severally.

THE CONDITION OF THE FOREGOING OBLIGATION is that, if the defendant, _____, shall prosecute this appeal with effect in the Supreme Court of Mississippi and shall satisfy the judgment complained of in full, together with costs, interest, penalties, and damages, if for any reason the appeal is dismissed or if the judgment is affirmed, or shall satisfy in full such modification of the judgment and such costs, interest and damages as the Supreme Court of Mississippi or the Court of Appeals may adjudge against the defendant, then this obligation will be void; otherwise, it will remain in full force and effect.

[Principal]

BY: s/ _____
[Principal or Attorney]

[Guaranty or Surety Company]

BY: s/ _____
 Agent and Attorney-in-Fact
 [Guaranty or Surety Company]
 [Address]*

THIS SUPERSEDEAS BOND AND SURETY ARE APPROVED and the judgment complained of is stayed pending appeal on this the ____ day of _____, 20____.

 _____ Clerk,
 _____ County, Mississippi

* The address should be an address to which the clerk of the trial court can send notice of a motion to enforce liability. See M.R.A.P. 8(d).

[Adopted to govern matters filed on or after January 1, 1995; amended May 23, 2002.]

ANNOTATIONS

MRAP 8, 41

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar.

L. Munford, MISSISSIPPI APPELLATE PRACTICE § 8.2 (3rd Ed., 2002)

5 Am.Jur.2d *Appellate Review* § 441

4 C.J.S. *Appeal and Error* §§ 421-433

§ 4-68. List of Clerk's Papers — Rules of Appellate Procedure Form 6.

ANNOTATIONS

MRAP 11(d)

Mississippi Rules Annotated (2001), Published by the Litigation/General Practice Section of The Mississippi Bar.

L. Munford, MISSISSIPPI APPELLATE PRACTICE § 7.4 (3rd Ed., 2002)

5 Am.Jur.2d *Appellate Review* § 516

4 C.J.S. *Appeal and Error* §§ 518-521

Part 4. United States District Court Forms.**§ 4-68A. Case Management Order — U.S. District Court Form 1.**

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 1 (ND/SD MISS. JUL. 2011)

UNITED STATES DISTRICT COURT
CHOOSE DISTRICT: DISTRICT OF MISSISSIPPI
CHOOSE DIVISION:

Enter Plaintiff(s) here:

PLAINTIFF

v.

CIVIL ACTION
No.

Enter Defendant(s) here:

DEFENDANT

CASE MANAGEMENT ORDER

This Order, including all deadlines, has been established with the participation of all parties and can be modified only by order of the Court on a showing of good cause supported with affidavits, other evidentiary materials, or reference to portions of the record.

IT IS HEREBY ORDERED:

1. ESTIMATED DAYS OF TRIAL:

ESTIMATED TOTAL NUMBER OF WITNESSES:

EXPERT TESTIMONY EXPECTED: Yes

NO. OF EXPERTS:

2. ALTERNATIVE DISPUTE RESOLUTION [ADR].

Alternative dispute resolution techniques appear helpful and will be used in this civil action as follows:

3. CONSENT TO TRIAL BY UNITED STATES MAGISTRATE JUDGE.

The parties consent to trial by a United States Magistrate Judge.

FORM 1 (ND/SD MISS. JUL. 2011)

4. DISCLOSURE.

The following additional disclosure is needed and is hereby ordered:

5. MOTIONS; ISSUE BIFURCATION.

Staged resolution, or bifurcation of the issues for trial in accordance with FED. R. CIV. P. 42 (b) will assist in the prompt resolution of this action. Accordingly, the Court orders that:

Early filing of the following motion(s) might significantly affect the scope of discovery or otherwise expedite the resolution of this action:

6. DISCOVERY PROVISIONS AND LIMITATIONS.

- A. Interrogatories are limited to _____ succinct questions.
- B. Requests for Production and Requests for Admissions are limited to _____ succinct questions.
- C. Depositions are limited to the parties, experts, and no more than _____ fact witness depositions per party without additional approval of the Court.

FORM 1 (ND/SD MISS. JUL. 2011)

- D. The parties have complied with the requirements of Local Rule 26(e)(2)(B) regarding discovery of electronically stored information and have concluded as follows [The parties MUST state whether or not there is ESI and, if so, how they propose to address it]:

E. The court imposes the following further discovery provisions or limitations:

- ☐ 1. Defendant may have a Fed. R. Civ. P. 35 (L.U.Civ.R. 35) medical examination of the plaintiff (within subpoena range of the court) by a physician who has not examined the plaintiff. The examination must be completed in time to comply with expert designation deadlines.
- ☐ 2. Pursuant to Rule 502(d) of the Federal Rules of Evidence, the attorney-client privilege and the work-product protections are not waived by any disclosure connected within this litigation pending before this Court. Further, the disclosures are not waived in any other federal or state proceeding.
- ☐ 3. Plaintiff must execute a waiver of the medical privilege.
- ☐ 4. Other:

FORM 1 (ND/SD MISS. JUL. 2011)

Additional Provisions:

7. SCHEDULING DEADLINES

- A. Trial.** This action is set for JURY TRIAL
beginning on: _____, at 9:00, a.m., in Choose City:,
Mississippi, before United States District Judge _____. THE
ESTIMATED NUMBER OF DAYS FOR TRIAL IS _____. ANY CONFLICTS WITH
THIS TRIAL DATE MUST BE SUBMITTED IN WRITING TO THE TRIAL JUDGE
IMMEDIATELY UPON RECEIPT OF THIS CASE MANAGEMENT ORDER.
- B. Pretrial.** The pretrial conference is set on: _____, at 9:00, a.m.,
in Choose City:, Mississippi, before United States District
Judge _____.
- C. Discovery.** All discovery must be completed by: _____.
- D. Amendments.** Motions for joinder of parties or amendments to the pleadings must be
filed by: _____.
- E. Experts.** The parties' experts must be designated by the following dates:
1. Plaintiff(s): _____.
 2. Defendant(s): _____.

FORM 1 (ND/SD MISS. JUL. 2011)

8. MOTIONS. All dispositive motions and *Daubert*-type motions challenging another party's expert must be filed by:_____. The deadline for motions *in limine* is fourteen days before the pretrial conference; the deadline for responses is seven days before the pretrial conference.

9. SETTLEMENT CONFERENCE.

If the parties desire judicial assistance to settle the case after initial discovery, they will contact the Court to request a date for a settlement conference when they have obtained the discovery necessary to make the conference effective.

10. REPORT REGARDING ADR. On or before (7 days before FPTC) _____, the parties must report to the undersigned all ADR efforts they have undertaken to comply with the Local Rules or provide sufficient facts to support a finding of just cause for failure to comply. *See L.U.Civ.R.83.7(f)(3).*

SO ORDERED:

DATE

UNITED STATES MAGISTRATE JUDGE

§ 4-69. Notice of Receipt of Original Deposition — U.S. District Court Form 2(a).

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 2(a) (ND/SD Miss. Dec. 2010)

UNITED STATES DISTRICT COURT
_____ DISTRICT OF MISSISSIPPI

Plaintiff

v.

CIVIL ACTION
No.

Defendant

NOTICE OF RECEIPT OF ORIGINAL DEPOSITION

To: All Counsel of Record

1. Pursuant to L.U.Civ.R. 5(c)(2), notice is hereby given that I have received, and will retain as the custodian thereof, the original of the following deposition:

Deponent: _____

_____ Taken at the instance of: _____

2. Pursuant to L.U.Civ.R. 5(c)(2), a copy of the cover sheet accompanying this deposition is attached hereto as "Exhibit A."

Date Signature

Typed Name & Bar Number

Attorney for: _____

ANNOTATIONS

Federal District Court Uniform Local Rule 5.1(B)
23 Am.Jur.2d Depositions and Discovery § 100
35A C.J.S. Federal Civil Procedure § 596

§ 4-70. Notice of Service of Interrogatories or Requests for Production of Documents or Responses Thereto — U.S. District Court Form 2(b).

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 2(b) (ND/SD Miss. DEC. 2010)

UNITED STATES DISTRICT COURT

DISTRICT OF MISSISSIPPI

Plaintiff

v.

CIVIL ACTION
No.

Defendant

NOTICE OF SERVICE OF INTERROGATORIES OR REQUESTS FOR
PRODUCTION OF DOCUMENTS OR RESPONSES THERETO

To: All Counsel of Record

Pursuant to L.U.Civ.R. 5(c)(3), notice is hereby given that on the date entered below I served the following discovery device(s):

(✓) Check as appropriate:

_____ Interrogatories to: _____

_____ Requests for Production of
Documents to: _____

_____ Requests for Admissions to: _____

FORM 2(b) (ND/SD Miss. DEC. 2010)

_____ Responses to Interrogatories of: _____

_____ Responses to Requests for
Production of Documents of: _____

_____ Responses to Requests for
Admissions of: _____

Pursuant to L.U.Civ.R. 5(c)(3), I acknowledge my responsibilities as the custodian of the original(s) of the documents(s) identified above.

_____ Date

_____ Signature

_____ Typed Name & Bar Number

ANNOTATIONS

Federal District Court Uniform Local Rule 5.1 (c)

23 Am.Jur.2d *Depositions and Discovery* §§ 122 et seq., 146 et seq.

35A C.J.S. *Federal Civil Procedure* §§ 536, 664, 689, 696

§ 4-71. Notice of Service of Pre-Discovery Disclosure Information — U.S. District Court Form 2(c).

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 2(c) (ND/SD MISS. DEC. 2010)

UNITED STATES DISTRICT COURT

DISTRICT OF MISSISSIPPI

Plaintiff

v.

CIVIL ACTION

No.

Defendant

NOTICE OF SERVICE OF PRE-DISCOVERY DISCLOSURE INFORMATION

To: All Counsel of Record

Notice is hereby given that, on the date entered below, _____

disclosed to _____, the information required by L.U.Civ.R. 26(a).

Date

Signature

Typed Name & Bar Number

Attorney for: _____

ANNOTATIONS

Federal District Court Uniform Local Rule 26.1

23 Am.Jur.2d Depositions and Discovery § 9

§ 4-72. Pre-Trial Order — U.S. District Court Form 3.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 3 (ND/SD MISS. DEC. 2010)

UNITED STATES DISTRICT COURT
 _____ DISTRICT OF MISSISSIPPI

Plaintiff

v.

CIVIL ACTION
 No.

Defendant

PRETRIAL ORDER

1. Choose [by a ✓ mark] one of the following paragraphs, as is appropriate to the action:

If a pretrial conference was held

A pretrial conference was held as follows:

Date: _____ Time: _____

United States Courthouse
 at: _____, Mississippi,

before the following judicial officer:

_____.

If the pretrial conference was dispensed with by the court pursuant to L.U.Civ.R. 16(f)(2)

The final pretrial conference having been dispensed with by the judicial officer, the parties have conferred and agree upon the following terms of this pretrial

FORM 3 (ND/SD MISS. DEC. 2010)

order:

2. The following counsel appeared:

a. For the Plaintiff:

<u>Name</u>	Postal and Email <u>Addresses</u>	<u>Telephone No.</u>
-------------	--------------------------------------	----------------------

b. For the Defendant:

<u>Name</u>	Postal and Email <u>Addresses</u>	<u>Telephone No.</u>
-------------	--------------------------------------	----------------------

c. For Other Parties:

<u>Name</u>	Postal and Email <u>Addresses</u>	<u>Telephone No.</u>
-------------	--------------------------------------	----------------------

3. The pleadings are amended to conform to this pretrial order.

4. The following claims (including claims stated in the complaint, counterclaims, crossclaims, third-party claims, etc.) have been filed:

5. The basis for this court's jurisdiction is:

FORM 3 (ND/SD MISS. DEC. 2010)

6. The following jurisdictional question(s) remain(s) [If none, enter "None"]:

7. The following motions remain pending [If none, enter "None"] [Note: Pending motions not noted here may be deemed moot]:

8. The parties accept the following **concise** summaries of the ultimate facts as claimed by:
 - a. Plaintiff:

 - b. Defendant:

 - c. Other:

9.
 - a. The following facts are established by the pleadings, by stipulation, or by admission:

 - b. The contested issues of fact are as follows:

 - c. The contested issues of law are as follows:

FORM 3 (ND/SD MISS. DEC. 2010)

10. The following is a list and brief description of all exhibits (except exhibits to be used for impeachment purposes only) to be offered in evidence by the parties. **Each exhibit has been marked for identification and examined by counsel.**

- a. To be offered by the Plaintiff:

The authenticity and admissibility in evidence of the preceding exhibits are stipulated. If the authenticity or admissibility of any of the preceding exhibits is objected to, the exhibit must be identified below, together with a statement of the specified evidentiary ground(s) for the objection(s):

- b. To be offered by the Defendant:

The authenticity and admissibility in evidence of the preceding exhibits are stipulated. If the authenticity or admissibility of any of the preceding exhibits is objected to, the exhibit must be identified below, together with a statement of the specified evidentiary ground(s) for the objection(s):

11. The following is a list and brief description of charts, graphs, models, schematic diagrams, and similar objects which will be used in opening statements or closing arguments, but which **will not** be offered in evidence:

Objections, if any, to use of the preceding objects are as follows:

FORM 3 (ND/SD MISS. DEC. 2010)

If any other objects are to be used by any party, such objects will be submitted to opposing counsel at least three business days before trial. If there is then any objection to use of the objects, the dispute will be submitted to the court at least one business day before trial.

12. The following is a list of witnesses Plaintiff anticipates calling at trial (excluding witnesses to be used solely for rebuttal or impeachment). All listed witnesses must be present to testify when called by a party unless specific arrangements have been made with the trial judge before commencement of trial. The listing of a **WILL CALL** witness constitutes a professional representation, upon which opposing counsel may rely, that the witness will be present at trial, absent reasonable written notice to counsel to the contrary.

		[F]act/ [E]xpert	
	Will/ May	[L]iability/ [D]amages	Business Address & Telephone Number
<u>Name</u>	<u>Call</u>		

Will testify live:

Will testify by deposition:

State whether the entire deposition, or only portions, will be used. Counsel **must** confer, no later than twenty-one days before the commencement of trial, to resolve all controversies concerning **all** depositions (electronically recorded or otherwise). All

FORM 3 (ND/SD MISS. DEC. 2010)

controversies not resolved by the parties **must** be submitted to the trial judge not later than fourteen days before trial. All objections not submitted within that time are waived.

13. The following is a list of witnesses Defendant anticipates calling at trial (excluding witnesses to be used solely for rebuttal or impeachment). All listed witnesses must be present to testify when called by a party unless specific arrangements have been made with the trial judge before commencement of trial. The listing of a **WILL CALL** witness constitutes a professional representation, upon which opposing counsel may rely, that the witness will be present at trial, absent reasonable written notice to counsel to the contrary.

		[F]act/ [E]xpert	
	Will/ May	[L]iability/ [D]amages	Business Address & Telephone Number
Name	Call		

Will testify live:

Will testify by deposition:

State whether the entire deposition, or only portions, will be used. Counsel **must** confer, no later than twenty-one days before the commencement of trial, to resolve **all** controversies concerning **all** depositions (electronically recorded or otherwise). All controversies not resolved by the parties **must** be submitted to the trial judge not later than fourteen days before trial. All objections not submitted within that time are waived.

FORM 3 (ND/SD Miss. DEC. 2010)

14. This (✓) _____ is _____ is not a jury case.
15. Counsel suggests the following additional matters to aid in the disposition of this civil action:
16. Counsel estimates the length of the trial will be _____ days.
17. As stated in paragraph 1, this pretrial order has been formulated (a) at a pretrial conference before a judicial officer, notice of which was duly served on all parties, and at which the parties attended as stated above, or (b) the final pretrial conference having been dispensed with by the judicial officer, as a result of conferences between the parties. Reasonable opportunity has been afforded for corrections or additions prior to signing. This order will control the course of the trial, as provided by Rule 16, Federal Rules of Civil Procedure, and it may not be amended except by consent of the parties and the court, or by order of the court to prevent manifest injustice.

ORDERED, this the _____ day of _____, 20____.

UNITED STATES DISTRICT JUDGE

Attorney for Plaintiff

Attorney for Defendant

Entry of the preceding Pretrial Order is recommended by me on this, the _____ day of _____, 20____.

UNITED STATES MAGISTRATE JUDGE

ANNOTATIONS

Federal District Court Uniform Local Rule 16.2

62A Am.Jur.2d *Pretrial Conference* §§ 50-94

35B C.J.S. Federal Civil Procedure §§ 909-914

88 C.J.S. *Trial* §§ 43-59

§ 4-73. Good Faith Certificate — U.S. District Court — U.S. District Court Form 4.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 4 (ND/SD MISS. DEC. 2010)

UNITED STATES DISTRICT COURT
 _____ DISTRICT OF MISSISSIPPI

Plaintiff

v.

CIVIL ACTION
 No.

Defendant

GOOD FAITH CERTIFICATE

All counsel certify that they have conferred in good faith to resolve the issues in question and that it is necessary to file the following motion:

Counsel further certify that:

☒ as appropriate:

_____ 1. The motion is unopposed by all parties.

_____ 2. The motion is unopposed by:

_____ 3. The motion is opposed by:

FORM 4 (ND/SD MISS. DEC. 2010)

4. The parties agree that replies and rebuttals to the motion will be submitted to the magistrate judge in accordance with the time limitations stated in L.U.Civ.P. 7(b)(4).

_____ This the _____ day of _____ 20____

Signature of Plaintiff's Attorney

Typed Name and Bar Number

Signature of Defendant's Attorney

Typed Name and Bar Number

§ 4-74. Application For Enrollment In Court's Panel Of Neutrals — U.S. District Court — U.S. District Court Form 5.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 5 (ND/SD MISS. DEC. 2010)

United States District Court

District of Mississippi

APPLICATION FOR ENROLLMENT IN COURT'S PANEL OF NEUTRALS

Name: _____ Age: _____

Firm Name: _____

Office Address: _____ Tel: _____

City: _____ State: _____ ZIP _____ Fax: _____

E-Mail: _____

1. Date admitted to The Mississippi Bar: _____ Bar No: _____

2. Are you a member in good standing in The Mississippi Bar? Yes _____ No _____

3. Have you ever been part of any legal proceedings, civil or criminal, charging you with moral turpitude or commission of a crime; or have you been disbarred, suspended from practice or otherwise disciplined by any court or administrative body; or have any proceedings been commenced against you by any court, administrative body, bar association, or grievance committee; or have you ever been refused admission to any bar or court?

_____ Yes Attach to this application an affidavit giving complete details.

_____ No

4. Date admitted to the bar of this district court: _____

5. List other courts, bars, or professional associations to which you have been admitted:

6. Check the areas of legal practice or experience which best describe the majority of your legal practice and show the number of years of experience in each.

✓	<u>Yrs</u>	✓	<u>Yrs</u>	✓	<u>Yrs</u>
_____ Admin. Law	_____	_____ Contracts	_____	_____ Insurance Law	_____
_____ Admiralty	_____	_____ Construction Law	_____	_____ Labor Law	_____
_____ Antitrust Law	_____	_____ Criminal Law	_____	_____ Medical Malpractice	_____
_____ Asbestosis	_____	_____ Civil Rights	_____	_____ Oil & Gas	_____
_____ Banking Law	_____	_____ Debtor/Creditor	_____	_____ Personal Injury	_____
_____ Bankruptcy	_____	_____ Employment	_____	_____ Products Liability	_____
_____ Computer Law	_____	_____ Environmental	_____	_____ Securities	_____
_____ Other (specify)	_____				

MEDIATION TRAINING

10. a. Hours of mediator training completed: _____
- b. Date(s) of mediator training, course provider, and summary of course content:

<u>Date</u>	<u>Course Provider</u>	<u>Content</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

- c. Have you ever conducted mediation under the observation of another trained mediator?

_____ No _____ Yes Date(s): _____

Where? _____

Summarize the event: _____

11. Have you ever trained mediators?

Yes When?

No

MEDIATION EXPERIENCE

12. Number of mediation observations:

Summarize the experience(s):

Number of mediation sessions held to date: _____ Summarize the session(s):

13. References as to your mediation skills, training, education, or other qualifications:

14. Other
references:

I certify that the information provided in this application is true and correct.

Date:

Applicant's Signature

Mail completed application to either of the following clerks:

Clerk, U.S. District Court
Northern District of Mississippi
911 Jackson Avenue, Room 369
Oxford, Mississippi 38655

Clerk, U.S. District Court
Southern District of Mississippi
P. O. Box 23552
Jackson, Mississippi 39225-3552

§ 4-75. Application For Admission *Pro Hac Vice* — Form 6.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

FORM 6 (ND/SD Miss. DEC. 2010)

UNITED STATES DISTRICT COURT
DISTRICT OF MISSISSIPPI

Plaintiff

v.

CIVIL ACTION
No.

Defendant

APPLICATION FOR ADMISSION PRO HAC VICE

(A) Name: _____

Firm Name: _____

Office Address: _____

City: _____ State _____ Zip _____

Telephone: _____ Fax: _____

E-Mail: _____

(B) Client(s): _____

Address: _____

City: _____ State _____ Zip _____

Telephone: _____ Fax: _____

FORM 6 (ND/SD MISS. DEC. 2010)

The following information is optional:

Has Applicant had a prior or continuing representation in other matters of one or more of the clients Applicant proposes to represent and is there a relationship between those other matter(s) and the proceeding for which Applicant seeks admission?

Does Applicant have any special experience, expertise, or other factor that Applicant believes makes it particularly desirable that Applicant be permitted to represent the client(s) Applicant proposes to represent in this case?

(C) Applicant is admitted to practice in the:

_____ State of _____
 _____ District of Columbia

and is currently in good standing with that Court. A certificate to that effect, issued within ninety days of the date of this Application, is enclosed; the physical address, telephone number and website/email address for that admitting Court are:

FORM 6 (ND/SD MISS. DEC. 2010)

All other courts before which Applicant has been admitted to practice:

Jurisdiction

Period of Admission

- | | Yes | No |
|----------------------------------------------------------------------------------------------------------|--------------------------|--------------------------|
| (D) Has Applicant been denied admission pro hac vice in this state? | <input type="checkbox"/> | <input type="checkbox"/> |
| Has Applicant had admission pro hac vice revoked in this state? | <input type="checkbox"/> | <input type="checkbox"/> |
| Has Applicant been formally disciplined or sanctioned by any court in this state in the last five years? | <input type="checkbox"/> | <input type="checkbox"/> |

If the answer was "yes," describe, as to each such proceeding, the nature of the allegations, the name of the person or authority bringing such proceedings; the dates the proceedings were initiated and finally concluded; the style of the proceedings; and the findings made and actions taken in connection with those proceedings:

- | | Yes | No |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------------|
| (E) Has any formal, written disciplinary proceeding ever been brought against Applicant by a disciplinary authority in any other jurisdiction within the last five years? | <input type="checkbox"/> | <input type="checkbox"/> |

If the answer was "yes," describe, as to each such proceeding, the nature of the allegations; the name of the person or authority bringing such proceedings; the date the proceedings were initiated and finally concluded; the style of the proceedings; and the findings made and actions taken in connection with those proceedings.

- | | Yes | No |
|---------------------------------------------------------------------------------------------------------------------------------|-----|----|
| (F) Has Applicant been formally held in contempt or otherwise sanctioned by any court in a written order in the last five years | | |

FORM 6 (ND/SD MISS. DEC. 2010)

for disobeying its rules or orders?

☐

☐

If the answer was “yes,” describe, as to each such order, the nature of the allegations, the name of the court before which such proceedings were conducted; the date of the contempt order or sanction, the caption of the proceedings, and the substances of the court’s rulings (a copy of the written order or transcript of the oral rulings must be attached to the application).

- (G) Please identify each proceeding in which Applicant has filed an application to proceed pro hac vice in this state within the preceding two years, as follows:

Name and
Address of Court

Date of
Application

Outcome of
Application

- (H) Please identify each case in which Applicant has appeared as counsel pro hac vice in this state within the immediately preceding twelve months, is presently appearing as counsel pro hac vice, or has pending applications for admission to appear pro hac vice, as follows:

Name and
Address of Court

Style of Case

FORM 6 (ND/SD MISS. DEC. 2010)

- | | Yes | No |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------------|
| (I) Has Applicant read and become familiar with all the LOCAL RULES OF THE UNITED STATES DISTRICT COURTS FOR THE NORTHERN AND SOUTHERN DISTRICTS OF MISSISSIPPI? | <input type="checkbox"/> | <input type="checkbox"/> |
| Has Applicant read and become familiar with the MISSISSIPPI RULES OF PROFESSIONAL CONDUCT? | <input type="checkbox"/> | <input type="checkbox"/> |
- (J) Please provide the following information about the resident attorney who has been associated for this case:

Name and Bar No: _____

Firm Name: _____

Office Address: _____

City: _____ State _____ Zip _____

Telephone: _____ Fax: _____

E-Mail: _____

- (K) The undersigned resident attorney certifies that he/she agrees to the association with Applicant in this matter and to the appearance as attorney of record with Applicant.

 Resident Attorney

I certify that the information provided in this Application is true and correct.

 Date

 Applicant's Signature

Unless exempted by Local Rule 83.1(d)(5), the application fee established by this Court must be enclosed with this Application.

FORM 6 (ND/SD MISS. DEC. 2010)

CERTIFICATE OF SERVICE

The undersigned Applicant certifies that a copy of this Application for Admission Pro Hac Vice has been mailed or otherwise served on this date on all parties who have appeared in this case.

This the _____ day of _____, 20__.

Applicant

§ 4-76. Notice, Consent, and Reference of a Civil Action to a Magistrate Judge (AO85) — Form 7.

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

AO 85 (Rev. 01/09) Notice, Consent, and Reference of a Civil Action to a Magistrate Judge

UNITED STATES DISTRICT COURT
for the

_____)	
<i>Plaintiff</i>)	
v.)	Civil Action No.
_____)	
<i>Defendant</i>)	

NOTICE, CONSENT, AND REFERENCE OF A CIVIL ACTION TO A MAGISTRATE JUDGE

Notice of a magistrate judge's availability. A United States magistrate judge of this court is available to conduct all proceedings in this civil action (including a jury or nonjury trial) and to order the entry of a final judgment. The judgment may then be appealed directly to the United States court of appeals like any other judgment of this court. A magistrate judge may exercise this authority only if all parties voluntarily consent.

You may consent to have your case referred to a magistrate judge, or you may withhold your consent without adverse substantive consequences. The name of any party withholding consent will not be revealed to any judge who may otherwise be involved with your case.

Consent to a magistrate judge's authority. The following parties consent to have a United States magistrate judge conduct all proceedings in this case including trial, the entry of final judgment, and all post-trial proceedings.

<i>Parties' printed names</i>	<i>Signatures of parties or attorneys</i>	<i>Dates</i>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Reference Order

IT IS ORDERED: This case is referred to a United States magistrate judge to conduct all proceedings and order the entry of a final judgment in accordance with 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.

Date: _____

_____ *District Judge's signature*

_____ *Printed name and title*

Note: Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.

§ 4-76A. Notice, Consent, and Reference of a Dispositive Motion to a Magistrate Judge (AO85A).

This form can be obtained from the Office of the Mississippi Secretary of State, P.O. Box 136, Jackson, MS 39205-0136. Telephone: (601)359-1633 or visit their website: <http://www.sos.ms.gov>.

AO 85A (Rev. 01/09) Notice, Consent, and Reference of a Dispositive Motion to a Magistrate Judge

UNITED STATES DISTRICT COURT
for the

_____)
Plaintiff))
v.) Civil Action No.
_____)
Defendant)

NOTICE, CONSENT, AND REFERENCE OF A DISPOSITIVE MOTION TO A MAGISTRATE JUDGE

Notice of a magistrate judge's availability. A United States magistrate judge of this court is available to conduct all proceedings and enter a final order dispositive of each motion. A magistrate judge may exercise this authority only if all parties voluntarily consent.

You may consent to have motions referred to a magistrate judge, or you may withhold your consent without adverse substantive consequences. The name of any party withholding consent will not be revealed to any judge who may otherwise be involved with your case.

Consent to a magistrate judge's consideration of a dispositive motion. The following parties consent to have a United States magistrate judge conduct any and all proceedings and enter a final order as to each motion identified below (*identify each motion by document number and title*).

Motions: _____

Parties' printed names	Signatures of parties or attorneys	Dates
_____	_____	_____
_____	_____	_____
_____	_____	_____

Reference Order

IT IS ORDERED: The motions are referred to a United States magistrate judge to conduct all proceedings and enter a final order on the motions identified above in accordance with 28 U.S.C. § 636(c).

Date: _____

District Judge's signature

Printed name and title

Note: Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.

6. Check the areas of legal practice or experience which best describe the majority of your legal practice and show the number of years of experience in each.

✓	<u>Yrs</u>	✓	<u>Yrs</u>	✓	<u>Yrs</u>
Admin. Law	_____	Contracts	_____	Insurance Law	_____
Admiralty	_____	Construction Law	_____	Labor Law	_____
Antitrust Law	_____	Criminal Law	_____	Medical Malpractice	_____
Asbestosis	_____	Civil Rights	_____	Oil & Gas	_____
Banking Law	_____	Debtor/Creditor	_____	Personal Injury	_____
Bankruptcy	_____	Employment	_____	Products Liability	_____
Computer Law	_____	Environmental	_____	Securities	_____
Other (specify)	_____				

MEDIATION TRAINING

10. a. Hours of mediator training completed: _____
- b. Date(s) of mediator training, course provider, and summary of course content:

<u>Date</u>	<u>Course Provider</u>	<u>Content</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

- c. Have you ever conducted mediation under the observation of another trained mediator?

_____ No _____ Yes Date(s): _____

Where? _____

Summarize the event: _____

11. Have you ever trained mediators? _____ Yes _____ When? _____

_____ No _____

MEDIATION EXPERIENCE

12. Number of mediation observations: _____ Summarize the experience(s): _____

Number of mediation sessions held to date: _____ Summarize the session(s): _____

13. References as to your mediation skills, training, education, or other qualifications:

14. Other
references: _____

I certify that the information provided in this application is true and correct.

Date: _____

Applicant's Signature

Mail completed application to either of the following clerks:

Clerk, U.S. District Court
Northern District of Mississippi
911 Jackson Avenue, Room 369
Oxford, Mississippi 38655

Clerk, U.S. District Court
Southern District of Mississippi
P. O. Box 23552
Jackson, Mississippi 39225-3552

Chapter 5

REAL PROPERTY

- § 5-1. Warranty Deed.
- § 5-2. Special Warranty Deed.
- § 5-3. Quitclaim Deed.
- § 5-4. Deed of Executor/Executrix.
- § 5-5. Deed of Guardian.
- § 5-6. Mineral Right and Royalty Transfer Deed.
- § 5-7. Timber Deed.
- § 5-8. Quitclaim Cemetery Deed.
- § 5-9. Authority to Cancel Deed of Trust.
- § 5-10. Partial Release of Property.
- § 5-11. Boundary Agreement.
- § 5-13. Easement for Ingress and Egress.
- § 5-14. Water Line Easement.
- § 5-15. Sewer Line Easement.
- § 5-16. Easement and Deed of Conveyance of Water and Sewer System.
- § 5-17. Utility Easement.
- § 5-19. Lease.

§ 5-1. **Warranty Deed.**

ANNOTATIONS

- Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51
J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 62:43 – 62:44 (2001)
23 Am.Jur.2d *Deeds* § 282
92 C.J.S. *Vendor & Purchaser* § 389, 316
92A C.J.S. *Vendor & Purchaser* § 610

§ 5-2. **Special Warranty Deed.**

ANNOTATIONS

- Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51
J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 62:45 (2001)
Defects In Title Encompassed By Warranty Of Special Warranty Deed, 98 A.L.R.5th 665
23 Am.Jur.2d *Deeds* § 283

§ 5-3. Quitclaim Deed.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 62:47 (2001)

23 Am.Jur.2d *Deeds* §§ 10, 15, 58, 286, 223-225, 275-276

26A C.J.S. *Deeds* § 17

§ 5-4. Deed of Executor/Executrix.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51; § 91-7-223

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 33:57 (2001)

31 Am.Jur.2d *Executors & Administrators* §§ 816-820, 1139-1140, 955-956

§ 5-5. Deed of Guardian.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51; § 93-13-51; § 93-19-1

39 Am.Jur.2d *Guardian & Ward* §§ 161-185

39 C.J.S. *Guardian & Ward* § 133

§ 5-6. Mineral Right and Royalty Transfer Deed.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

Production On One Tract As Extending Term On Other Tract, Where One Mineral Deed Conveys Oil Or Gas In Separate Tracts For As Long As Oil Or Gas Is Produced, 9 A.L.R.4th 1121

Construction And Effect Of Provision For Payment Of Damages To “Crops” Or “Growing Crops” In Mineral Deed Or Lease,

Or In Conveyance Of Pipeline Or Other Underground Easement, 87 A.L.R.2d 235

53 Am.Jur.2d *Mines & Minerals* §§ 171-234

58 C.J.S. *Mines & Minerals* §§ 153-193

§ 5-7. Timber Deed.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 63:1 – 63:8 (2001)

Construction And Effect Of Provision In Timber Deed Or Contract That Lands Shall Be Cut Over Only Once, Or The Like, 57 A.L.R.2d 827

Sufficiency Of Description In Standing Timber Deed Or Contract, 35 A.L.R.2d 1422

52 Am.Jur.2d *Logs & Timber* §§ 10-56

54 C.J.S. *Logs & Timber* §§ 6-25

§ 5-8. Quitclaim Cemetery Deed.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

14 Am.Jur.2d *Cemeteries* §§ 21-26

14 C.J.S. *Cemeteries* §§ 21-22

§ 5-9. Authority to Cancel Deed of Trust.

ANNOTATIONS

Miss. Code Ann. §§ 89-5-1 through 89-5-45; § 89-1-51

§ 5-10. Partial Release of Property.

ANNOTATIONS

Miss. Code Ann. §§ 89-5-1 through 89-5-48

§ 5-11. Boundary Agreement.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

12 Am.Jur.2d *Boundaries* §§ 75-92

1 Am.Jur.2d *Adjoining Landowners* §§ 1-39, 70-79

11 C.J.S. *Boundaries* §§ 64-140

2 C.J.S. *Adjoining Landowners* §§ 1-8, 40-67

§ 5-13. Easement for Ingress and Egress.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

Location Of Easement Of Way Created By Grant Which Does Not Specify Location, 24 A.L.R.4th 1053

Conveyance Of "Right Of Way," In Connection With Conveyance Of Another Tract, As Passing Fee Or Easement, 89 A.L.R.3d 767

25 Am.Jur.2d *Easements and Licenses in Real Property* §§ 13-14, 16, 18-22, 76-77, 82-84

28A C.J.S. *Easements* §§ 5-13, 52-60, 116-133

§ 5-14. Water Line Easement.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

Location Of Easement Of Way Created By Grant Which Does Not Specify Location, 24 A.L.R.4th 1053

Conveyance Of "Right Of Way," In Connection With Conveyance Of Another Tract, As Passing Fee Or Easement, 89 A.L.R.3d 767

25 Am.Jur.2d *Easements and Licenses in Real Property* §§ 13-14, 16, 18-22, 76-77, 82-84

28A C.J.S. *Easements* §§ 5-13, 52-60, 116-133

§ 5-15. Sewer Line Easement.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

Location Of Easement Of Way Created By Grant Which Does Not Specify Location, 24 A.L.R.4th 1053

Conveyance Of "Right Of Way," In Connection With Conveyance Of Another Tract, As Passing Fee Or Easement, 89 A.L.R.3d 767

25 Am.Jur.2d *Easements and Licenses in Real Property* §§ 13-14, 16, 18-22, 76-77, 82-84

28A C.J.S. *Easements* §§ 5-13, 52-60, 116-133

§ 5-16. Easement and Deed of Conveyance of Water and Sewer System.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

Location Of Easement Of Way Created By Grant Which Does Not Specify Location, 24 A.L.R.4th 1053

Conveyance Of "Right Of Way," In Connection With Conveyance Of Another Tract, As Passing Fee Or Easement, 89 A.L.R.3d 767

25 Am.Jur.2d *Easements and Licenses in Real Property* §§ 13-14, 16, 18-22, 76-77, 82-84

28A C.J.S. *Easements* §§ 5-13, 52-60, 116-133

§ 5-17. Utility Easement.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

Location Of Easement Of Way Created By Grant Which Does Not Specify Location, 24 A.L.R.4th 1053

Conveyance Of "Right Of Way," In Connection With Conveyance Of Another Tract, As Passing Fee Or Easement, 89 A.L.R.3d 767

25 Am.Jur.2d *Easements and Licenses in Real Property* §§ 13-14, 16, 18-22, 76-77, 82-84

28A C.J.S. *Easements* §§ 5-13, 52-60, 116-133

§ 5-19. Lease.

ANNOTATIONS

Miss. Code Ann. §§ 89-1-1 through 89-1-67; § 89-5-33; § 27-3-51

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 62:1 through 62:35 (2001)

23 Am.Jur.2d *Deeds* § 1, et seq.

28 Am.Jur.2d *Estates* §§ 1, et seq.

51 Am.Jur.2d *Life Tenants and Remaindermen* §§ 1, et seq.

Chapter 6

WILLS AND ESTATE ADMINISTRATION

- § 6-1. Last Will and Testament.
- § 6-2. Proof of Will.
- § 6-3. Last Will and Testament — Another Form.
- § 6-4. Last Will and Testament — Another Form.
- § 6-5. Administratrix's Petition to Determine Heirs And Joint Petition by Guardian to Approve Settlement of Doubtful Claims of Estate and of Minors.
- § 6-6. Decree Determining Heirs and Authorizing Administratrix and Guardians to Settle Doubtful Claims of Estate and of Minors.
- § 6-8. Waiver of Process.
- § 6-9. Receipt for Decree Restricting Withdrawal.
- § 6-10. Acknowledgment of Receipt.

§ 6-1. Last Will and Testament.

ANNOTATIONS

Miss. Code Ann. §§ 91-5-1 through 91-5-35

R. Weems, *Wills and Administration of Estates in Mississippi* (2d. 1995)

Robert A. Weems and Katherine L. Evans, *Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis*, 62 Miss. L.J. 1

79 Am.Jur.2d *Wills* §§ 1-53, 183-326

95, 96, and 97 C.J.S. *Wills* §§ 166-385

§ 6-2. Proof of Will.

ANNOTATIONS

Miss. Code Ann. §§ 91-5-1 through 91-5-35

R. Weems, *Wills and Administration of Estates in Mississippi* (2d ed. 1995)

Robert A. Weems and Katherine L. Evans, *Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis*, 62 Miss. L.J. 1

79 Am.Jur.2d *Wills* §§ 54 et seq.

94 C.J.S. *Wills* §§ 3 et seq.

§ 6-3. Last Will and Testament — Another Form.

ANNOTATIONS

Miss. Code Ann. §§ 91-5-1 through 91-5-35

Miss. Code Ann. § 91-7-155

Miss. Code Ann. § 91-7-157

Miss. Code Ann. §§ 91-9-1 et seq.

Miss. Code Ann. § 91-7-35

Miss. Code Ann. § 91-7-49

R. Weems, *Wills and Administration of Estates in Mississippi* (2d ed. 1995)

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 33:53 et seq. (2001)

Robert A. Weems and Katherine L. Evans, *Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis*, 62 Miss. L.J. 1

31 Am.Jur.2d *Executors and Administrators* §§ 613, 614; §§ 158, 159

76 Am.Jur.2d *Trusts* §§ 68, 69, 71

79 Am.Jur.2d *Wills* §§ 54 et seq.

80 Am.Jur.2d *Wills* § 1671 et seq.

94 C.J.S. *Wills* §§ 3 et seq.

33 C.J.S. *Executors and Administrators* §§ 22 et seq.

34 C.J.S. *Executors and Administrators* § 380

89 C.J.S. *Trusts* §§ 31 et seq.

§ 6-4. Last Will and Testament — Another Form.

ANNOTATIONS

Miss. Code Ann. §§ 91-5-1 through 91-5-35

Miss. Code Ann. § 91-7-155

Miss. Code Ann. § 91-7-157

Miss. Code Ann. §§ 91-9-1 et seq.

Miss. Code Ann. § 91-7-35

Miss. Code Ann. § 91-7-49

Miss. Code Ann. § 93-13-7

R. Weems, *Wills and Administration of Estates in Mississippi* (2d ed. 1995)

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, § 33:53 et seq. (2001)

Robert A. Weems and Katherine L. Evans, *Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis*, 62 Miss. L.J. 1

31 Am.Jur.2d *Executors and Administrators* §§ 613, 614; §§ 158, 159

76 Am.Jur.2d *Trusts* §§ 68, 69, 71

79 Am.Jur.2d *Wills* §§ 54 et seq.

80 Am.Jur.2d *Wills* §§ 1671 et seq.

39 Am.Jur.2d *Guardian and Ward* §§ 11 et seq.

33 C.J.S. *Executors and Administrators* §§ 22 et seq.

34 C.J.S. *Executors and Administrators* § 380

39 C.J.S. *Guardian and Ward* § 15

89 C.J.S. *Trusts* §§ 31 et seq.

94 C.J.S. *Wills* §§ 3 et seq.

§ 6-5. Administratrix's Petition to Determine Heirs And Joint Petition by Guardian to Approve Settlement of Doubtful Claims of Estate and of Minors.

ANNOTATIONS

Miss. Code Ann. §§ 91-1-27, 91-1-29, 91-7-229, 93-13-59

Uniform Chancery Court Rule 6.10

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 33:8, 33:34 (2001)

Robert A. Weems and Katherine L. Evans, *Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis*, 62 Miss. L.J. 1

23 Am.Jur.2d *Descent and Distribution* §§ 24 et seq., §§ 41 et seq.

31 Am.Jur.2d *Executors and Administrators* §§ 649 et seq.

39 Am.Jur.2d *Guardian and Ward* § 107

26A C.J.S. *Descent and Distribution* §§ 8 et seq., 19 et seq.

39 C.J.S. *Guardian and Ward* §§ 78, 111

§ 6-6. Decree Determining Heirs and Authorizing Administratrix and Guardian to Settle Doubtful Claims of Estate and of Minors.

ANNOTATIONS

Miss. Code Ann. §§ 91-1-27, 91-1-29, 91-7-229, 93-13-59

Uniform Chancery Court Rule 6.10

J. Jackson & M. Miller, *ENCYCLOPEDIA OF MISSISSIPPI LAW*, §§ 33:8, 33:34 (2001)

Robert A. Weems and Katherine L. Evans, Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis, 62 Miss. L.J. 1

23 Am.Jur.2d *Descent and Distribution* §§ 24 et seq., §§ 41 et seq.

31 Am.Jur.2d *Executors and Administrators* §§ 649 et seq.

39 Am.Jur.2d *Guardian and Ward* § 107

26A C.J.S. *Descent and Distribution* §§ 8 et seq., 19 et seq.

39 C.J.S. *Guardian and Ward* §§ 78, 111

§ 6-8. Waiver of Process.

ANNOTATIONS

M.R.C.P. 4

Robert A. Weems and Katherine L. Evans, Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis, 62 Miss. L.J. 1

§ 6-9. Receipt for Decree Restricting Withdrawal.

ANNOTATIONS

Miss. Code Ann. §§ 93-13-17, 93-13-67

Robert A. Weems and Katherine L. Evans, Mississippi Law of Intestate Succession, Wills, and Administration and the Proposed Mississippi Uniform Probate Code: A Comparative Analysis, 62 Miss. L.J. 1

39 Am.Jur.2d *Guardian and Ward* § 48; §§ 162 et seq.

39 C.J.S. *Guardian and Ward* §§ 31 et seq.; §§ 145 et seq.

§ 6-10. Acknowledgment of Receipt.

ANNOTATIONS

Miss. Code Ann. §§ 93-13-17, 93-13-67

39 Am.Jur.2d *Guardian and Ward* § 48; §§ 162 et seq.

39 C.J.S. *Guardian and Ward* §§ 31 et seq.; §§ 145 et seq.

Chapter 7

MISCELLANEOUS LEGAL FORMS

- § 7-1. Limited Power of Attorney.
- § 7-2. General Durable Power of Attorney.
- § 7-3. Mississippi Acknowledgment Form § 89-3-7 (natural persons acting in their own right).
- § 7-4. Mississippi Acknowledgment Form § 89-3-7 (corporations).
- § 7-5. Mississippi Acknowledgment Form § 89-3-7 (a corporate general partner of a limited partnership).
- § 7-6. Mississippi Acknowledgment Form § 89-3-7 (individual signing for the partnership).
- § 7-7. Mississippi Acknowledgment Form § 89-3-7 (a corporate member of a member-managed limited liability company).
- § 7-8. Mississippi Acknowledgment Form § 89-3-7 (a corporate member of a manager-managed limited liability company).
- § 7-9. Mississippi Acknowledgment Form § 89-3-7 (persons acting in representative capacities).
- § 7-10. Mississippi Acknowledgment Form § 89-3-7 (proof of execution of the instrument made by a subscribing witness).

§ 7-1. Limited Power of Attorney.

ANNOTATIONS

Miss. Code Ann. §§ 87-3-1 through 87-3-17, 87-3-101 through 87-3-113
3 Am.Jur.2d *Agency* §§ 21-32

§ 7-2. General Durable Power of Attorney.

ANNOTATIONS

Miss. Code Ann. §§ 87-3-1 through 87-3-17, 87-3-101 through 87-3-113
3 Am.Jur.2d *Agency* § 26

§ 7-3. Mississippi Acknowledgment Form § 89-3-7 (natural persons acting in their own right).

ANNOTATIONS

Miss. Code Ann. § 89-3-7
1 Am.Jur.2d *Acknowledgments* § 7
3 Am.Jur.2d *Agency* § 24

§ 7-4. Mississippi Acknowledgment Form § 89-3-7 (corporations).

ANNOTATIONS

Miss. Code Ann. § 89-3-7
1 Am.Jur.2d *Acknowledgments* § 9

3 Am.Jur.2d *Agency* § 24

1A C.J.S. *Acknowledgments* § 27

§ 7-5. Mississippi Acknowledgment Form § 89-3-7 (a corporate general partner of a limited partnership).

ANNOTATIONS

Miss. Code Ann. § 89-3-7

1 Am.Jur.2d *Acknowledgments* § 10

3 Am.Jur.2d *Agency* § 24

§ 7-6. Mississippi Acknowledgment Form General/Limited Partnership (individual signing for the partnership).

ANNOTATIONS

Miss. Code Ann. § 89-3-7

1 Am.Jur.2d *Acknowledgments* § 10

3 Am.Jur.2d *Agency* § 24

1A C.J.S. *Acknowledgments* § 28

§ 7-7: Mississippi Acknowledgment Form § 89-3-7 (a corporate member of a member-managed limited liability company).

ANNOTATIONS

Miss. Code Ann. § 89-3-7

1 Am.Jur.2d *Acknowledgments* § 10

3 Am.Jur.2d *Agency* § 24

§ 7-8. Mississippi Acknowledgment Form § 89-3-7 (a corporate manager of a manager-managed limited liability company).

ANNOTATIONS

Miss. Code Ann. § 89-3-7

1 Am.Jur.2d *Acknowledgments* § 10

§ 7-9. Mississippi Acknowledgment Form § 89-3-7 (persons acting in representative capacities).

ANNOTATIONS

Miss. Code Ann. § 89-3-7

1 Am.Jur.2d *Acknowledgments* § 8

3 Am.Jur.2d *Agency* § 24

1A C.J.S. *Acknowledgments* § 26

§ 7-10. Mississippi Acknowledgment Form § 89-3-7 (proof of execution of the instrument made by a subscribing witness).

ANNOTATIONS

Miss. Code Ann. § 89-3-7

3 Am.Jur.2d *Agency* § 24

1A C.J.S. *Acknowledgments* § 29

